

< 4



Kiera >

Kiera Ellis and Alyson Miller

Tue, Jan 29, 7:42 PM

Alyson
Miller

Chicago Police Are Investigating A Possible Hate Crime Attack On "Empire" Star Jussie Smollett

buzzfeednews.com

Was this the hate crime Joe was interviewed about?

Tue, Jan 29, 8:43 PM

No, I believe it was the Chicago reporter

Kiera Ellis

I haven't seen it run yet

001



KF



Kim

Kim Foxx and April Perry

Fri, Feb 1, 7:38 AM

How likely do you think FBI would be willing to take Smollett investigating?

State's Attorney Foxx

April Perry

They'd absolutely be willing. They offered us assistance a few days ago and said they'd stand by for whatever needs to be done.

The only trick would be massaging CPDs ego a little, unless CPD wants to get rid of it?

I'm going to convince Eddie this morning.

Good luck.

Convinced him.

That sure didn't take long. Want me to call FBI this



iMessage





KF



Kim

That sure didn't take long.
Want me to call FBI this
morning?

Please.

On it.

He was worried that they
wouldn't take it. Impress upon
them that this is good.

The Hate Crimes Supervisor is
reaching out to her ASAC now
and will call back.

Fri, Feb 1, 12:18 PM

Hearing anything?

I just spent 45 minutes in
person with the First Asst US
Attorney doing my best sales
pitch.



iMessage





KF

i

Kim



I think the SAC will likely call Eddie to get assurances they aren't being referred a giant pile of poop.

Fri, Feb 1, 4:45 PM

My well-placed sources tell me that the Johns hadn't made up their mind about what to tell the SAC as of late this afternoon.

I'm not sure what else we can do to persuade them, unless you want to lobby Lausch directly.

Do you think it's worth it? I don't want to waste any capital on a celebrity case that doesn't involve us. I'm just trying to help move this along, since it's a distraction and people keep calling me.



iMessage

004





KF

i

Kim

on a celebrity case that doesn't involve us. I'm just trying to help move this along, since it's a distraction and people keep calling me.



It probably isn't worth it. We've made the best pitch we can. Apart from the leaks, the FBI actually thinks CPD is going through the appropriate investigatory motions. If CPD ultimately doesn't have enough evidence to call a case in, they'll take the heat for it and then FBI will likely have to come in to investigate on the back end anyway. The fact that we're the only ones who currently seem to care about getting this done correctly and efficiently makes me angry from a justice perspective, but we can't do everyone's jobs for them.



iMessage

005



KF

i

Kim

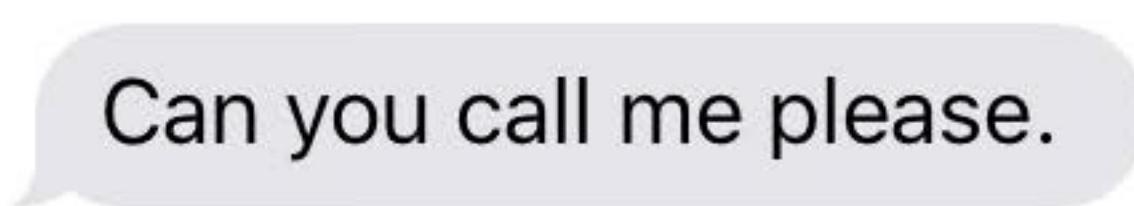
WEEK:

Thu, Feb 14, 5:08 PM



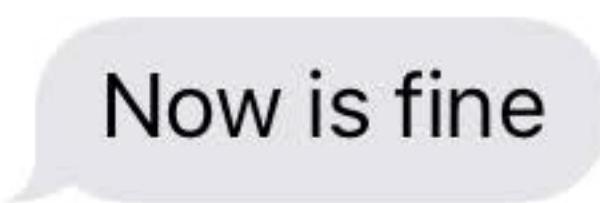
Tue, Feb 19, 9:18 PM

I just saw the statement. Who
are the potential witnesses that
are referenced?



Wed, Feb 20, 6:22 AM

Sorry -- just saw this. I'm
assuming it's too early to call,
so let me know what works.

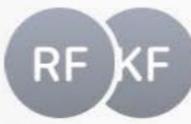


Mon, Mar 4, 6:44 PM



iMessage

006 



2 People >

Wed, Feb 20, 16:17

Robert Foley

FYI Kim: [REDACTED]

[REDACTED]
Anthony said the brothers
lawyers are holding a
presser after so they are
announcing shortly he is
no longer being treated as
a victim. [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

RF

FaceTime
Call Ended

iMessage



Text Message
Fri, Feb 15, 8:55 PM

Hi Risa this is Bill Reardon. Nick wanted me to text you because he still uses a flip phone.

Lol... What do you need?

I believe the Commander is telling victor that

telling Victor that
CPD wants to
know if Jessie is
going to sign a
complaint

I don't believe
they are telling
him anything
about the new
developments

**Isn't that a bit
disingenuous**

I don't know what

I don't know what
they said exactly.

**Make sure that
neither you nor
Nick talk to Victor
or any other
attorney**

10-4

**Thanks for all of
your hard work.
Where does CPD
want to go from
here? Also, tell**

here? Also, tell
Nick not to waste
any man power
logging and
burning since we
know the gist of
the statements

Okay. Thanks

I believe CPD
wants to see
where Jussie
stands because
yesterday he said
he didn't know if

he didn't know if
he wanted to file
a complaint
anymore

They are
definitely cutting
these guys loose
and not asking
for charges.

**Got it. Well once
those guys are
released the cat
will be out of the
bag**

**will be out of the
bag**

Nick and I are
watching the ERi
now.

I'm sure Jussie
will contact them

Definitely

Or actually
maybe not
because they
may think they're

may think they're wired up or something.

They won't be able to help themselves or Jussie may not be able to help himself

Victor told CPD that he can't tell them at this time whether Jussie

whether Jussie
will sign
complaints.

They know the truth which is why they contacted our office... To try to feel us out and get information, but we referred them to the detectives. They know that the

**know that the
brothers will be
released today**

Mon, Feb 18, 4:26 PM

Is there a good
time today to talk
with Nick and me
on a conference
call to fill you in?

Hi Risa, it's Bill
Reardon. I've
been at area
central for a

central for a couple hours. I been briefed on all updates and I've shared them with Nick.

We can talk now

Okay.

Let me try and figure how to do this.

Wed Feb 20 8:17 PM

If Smollett gets picked up tonight I'll have the bond proffer ready for you by 9 am.

Thanks for all your support on this.

**Thanks for all of
your work and
sacrifice. Go
spend time with
your family now.**



Nick >



Sun, Feb 10, 12:18

Hey Joe, it's Nick. Can you take a quick call?

Thu, Feb 14, 18:26

Got your message. Am on train. I'll call you back in about 45 min if not an emergency.

K

Mon, Feb 18, 21:57

joe, it's Nick. Can you take another conference call?



Text Message



...



Nick >

take a quick call?

Thu, Feb 14, 18:26

Got your message. Am on train. I'll call you back in about 45 min if not an emergency.

K

Mon, Feb 18, 21:57

joe, it's Nick. Can you take another conference call?

In about 15 minutes.

K



Text Message





2 People >

February 18, 2019/17:45

iMessage

Mon, Feb 18

[REDACTED]

Hello Joe, it's Bill Reardon.
Nick is in this text stream.
We just briefed Risa all the
updates in this
investigation and Risa
asked that we reach out to
you and have a 3 way
conversation with you.



When would be a good
time for you?

Is now ok?



Yes.



iMessage



022...



2 People >



Yes.

FaceTime
Call EndedLet me find some
reception

Ok

Mon, Feb 18, 21:40

[REDACTED]

Joe, it's Bill. I think we
may have the answers to
your most recent
questions. Are you



iMessage





FaceTime
Call Ended



Let me find some
reception

Ok

Mon, Feb 18, 21:40



Joe, it's Bill. I think we
may have the answers to
your most recent
questions. Are you
available for another
conference call?



iMessage





11:59 Text Message

Wed, Feb 20, 11:

[REDACTED]

Hi Joe and Risa, Nick and I just received a call from CPD who said Jussie Smollett is coming in at 1 or 2. Can one of you call us because what we have to do is time sensitive? ie. SW to take Smollett's phone at the meeting.



Risa Lanier

RL

Call me at my desk



Can nick and I come down



Text Message





Can nick and I come down

Risa Lanier



Come on down

Wed, Feb 20, 22:32



Nick and I just spoke with Commander Wodnicki who told us that Smollett is scheduled to turn himself in at 5am for processing and will be at 26 street by 8 am in time for CBC.



Not quite the 48 hours the brothers spent locked up



Text Message



026...



3 People >

22:32

Wed, Feb 20, 2013

Nick and I just spoke with Commander Wodnicki who told us that Smollett is scheduled to turn himself in at 5am for processing and will be at 26 street by 8 am in time for CBC.



Not quite the 48 hours the brothers spent locked up.



Risa Lanier

RL

Thanks Bill

What time is bond court



Text Message



027...



Not quite the 48 hours the brothers spent locked up.

Risa Lanier

RL Thanks Bill

What time is bond court

RL 12?

I think CBC starts at 130.

Risa Lanier

RL Thanks

[REDACTED]
I believe 130 too

Risa, I'll email the bond



Text Message





I believe 130 too

Risa, I'll email the bond proffer to you by 9ish

Risa Lanier

Thanks

Thu, Feb 21, 09:16

I emailed the proffer about an hour ago. I just realize I needed to correct a couple things and will have the final version to you in about an hour



Text Message



029...

New Message

Cancel

To: Risa Lanier

Thu, Feb 28, 12:31 PM

Give me a call when you get a chance.

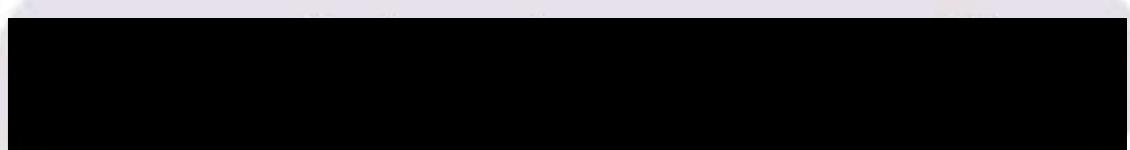
Thu, Feb 28, 2:03 PM

In training

RISA LANIER

Call me when it is done. I believe it ends in five minutes.

Thu, Feb 28, 4:08 PM



Text Message



030

The Weather Channel



KW

Kim >

Sat, Feb 16, 8:27 AM



Smollett beating investigation bombshell gives fresh fodder to Trump supporters

chicago.suntimes.com

Lots going on last night. Interesting article by Mary Mitchell. Risa hopefully will see it



iMessage

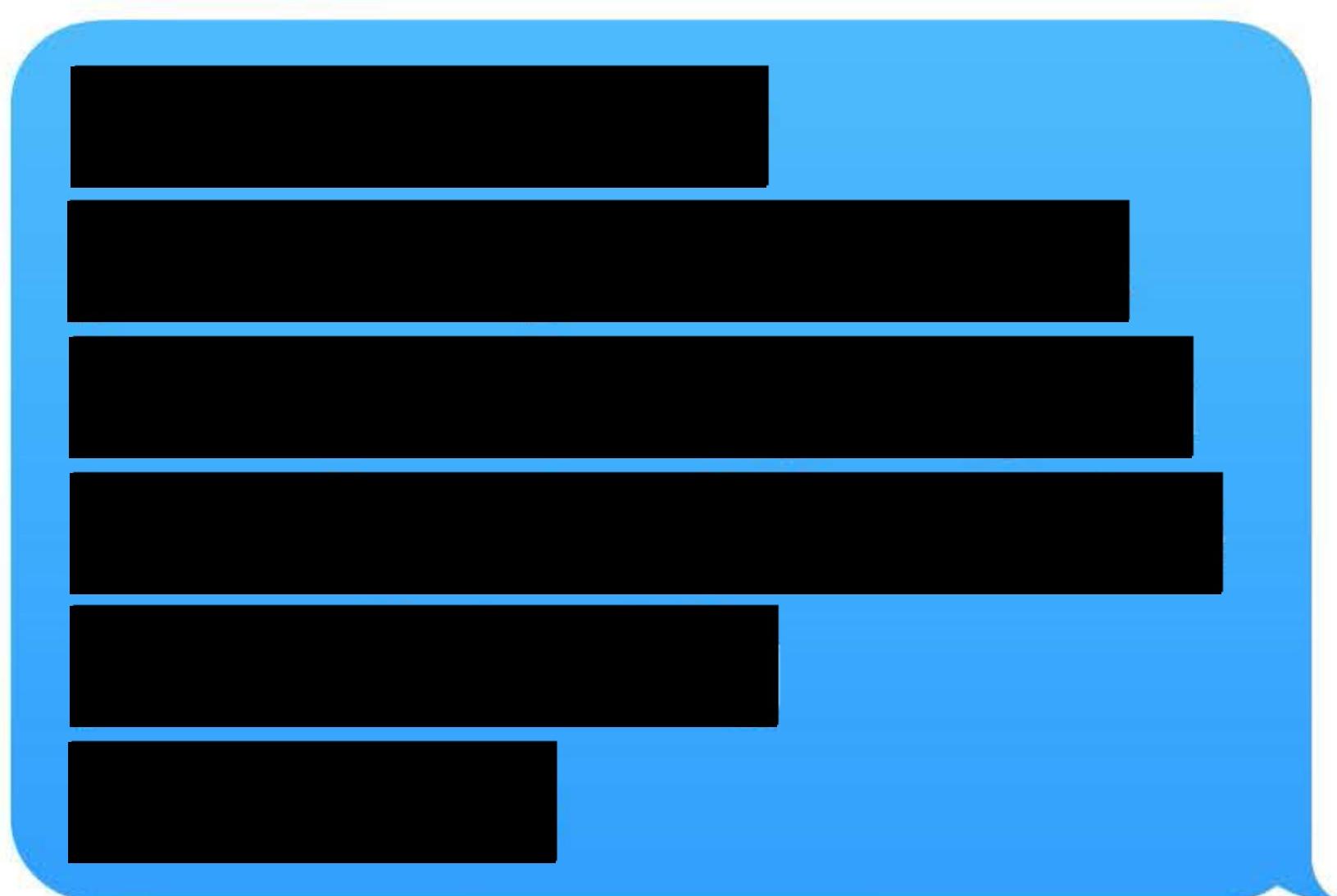


031



KW

Kim >



Yeah. Nigerians flipped
on Jussie at the advice
of their lawyer all on
video

No great surprise

Who was the lawyer?

Paper said Gloria



iMessage



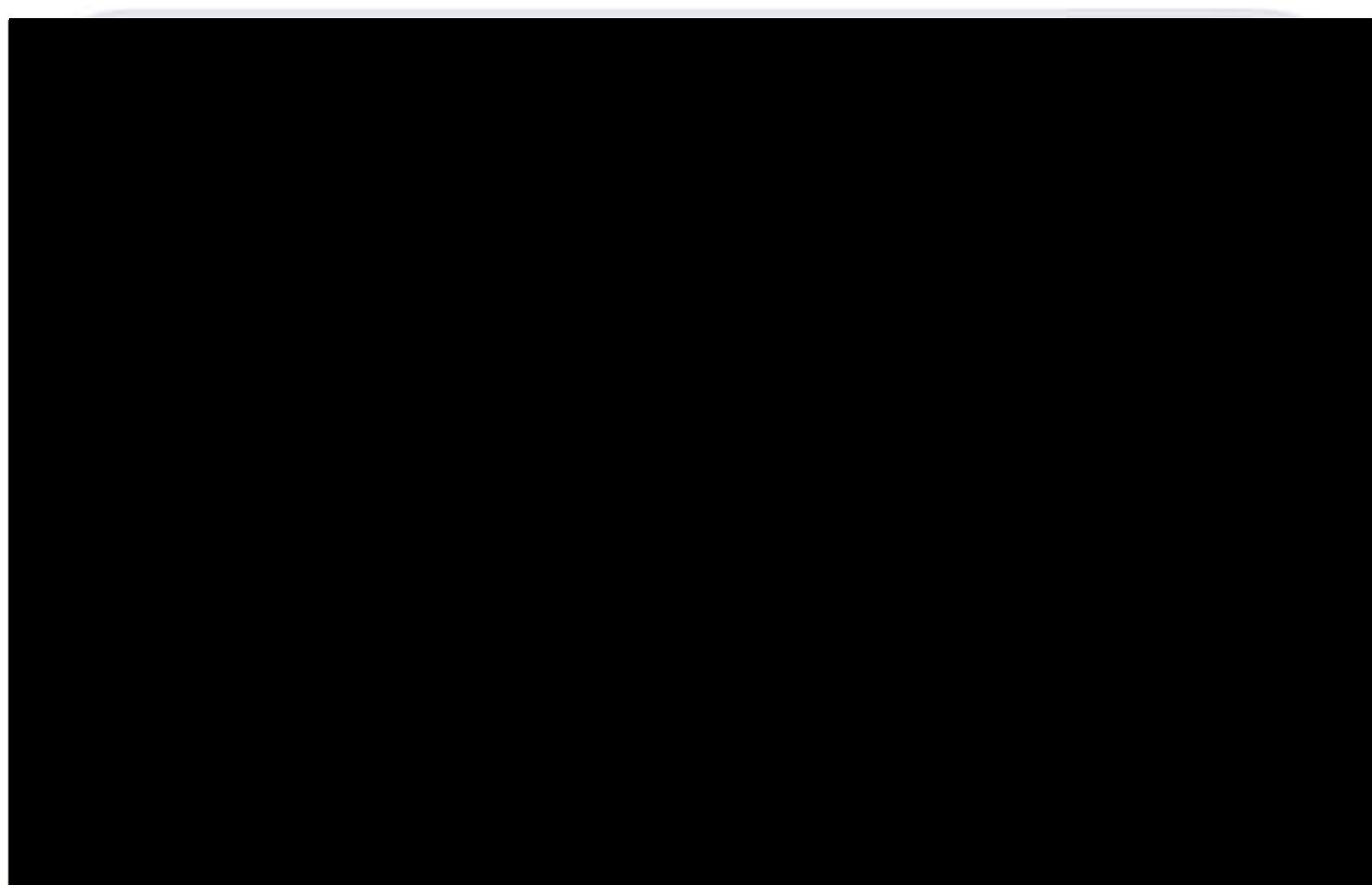
032



Kim >

Paper said Gloria
Schmidt

Ok on to the next
thing!



Liked the point in the
article about the fact
that so much time and
money has been spent
when we have murders
unsolved .



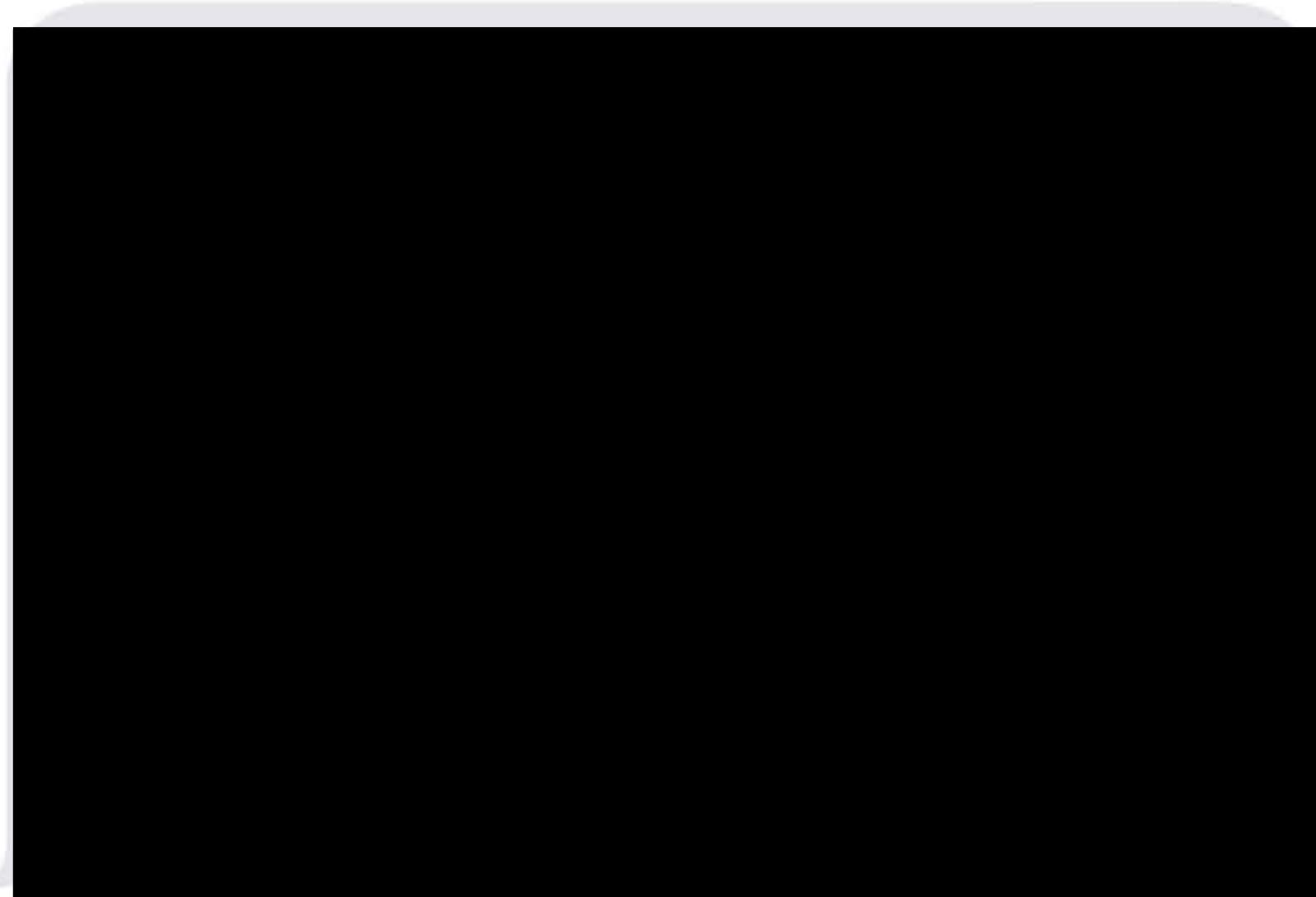
iMessage



033



Kim >



Liked the point in the article about the fact that so much time and money has been spent when we have murders unsolved .

Sad

Yep

Sat, Feb 16, 2:16 PM



iMessage



034



Katie >



Wed, Feb 20, 12:39

Hi joe- supt is trying to reach you ASAP. He's having trouble reaching you. Are you available?

I will be in 10 minutes.

Is there a number I can reach him at?

Tue, Mar 26, 11:28

What's your email address? Risa has it and will send it to you once she's out of a meeting.

Kathleen.bill@cityofchicago.org



iMessage



035...



Katie >

you. Are you available?

I will be in 10 minutes.

Is there a number I can reach him at?

Tue, Mar 26, 11:28

What's your email address? Risa has it and will send it to you once she's out of a meeting.

Kathleen.hill@cityofchicago.org

Thanks.

Delivered



iMessage





Tina >

iMessage

Mon, Feb 25, 17:00

Hi Joe, nice meeting you today. Can I please get your and Risa's email addresses?

Hi Tina. Here are our email addresses. Risa:
risa.lanier@cookcountyil.gov.

I'm at
joseph.magats@cookcountyil.gov

Thanks.

Delivered



iMessage





Tina >

Hi Joe, nice meeting you today. Can I please get your and Risa's email addresses?

Hi Tina. Here are our email addresses. Risa:
risa.lanier@cookcountyil.gov.

I'm at
joseph.magats@cookcountyil.gov

Thanks.

Delivered

Thank you



iMessage





Wed, Mar 27, 13:26

Kiera Ellis

Only in the #JussieSmollett case would fulfilling a FOIA become controversial. Police Dept. officials now saying they were contacted by the state's attorney's office this morning and ordered to stop distributing the investigative documents, citing a court order. Oops! too late.



Jason Meisner

twitter.com

Joe - is it OK to give out



iMessage



039...



too late.



Jason Meisner

twitter.com

KE

Joe - is it OK to give out
the order to press?

Yes

Unless the order it self
was under seal.

I'm checking with Risa.

Kiera Ellis

KE

Ok, I will wait until you
confirm.

Wed, Mar 27, 14:36



iMessage





KE

confirm.

Wed, Mar 27, 14:36

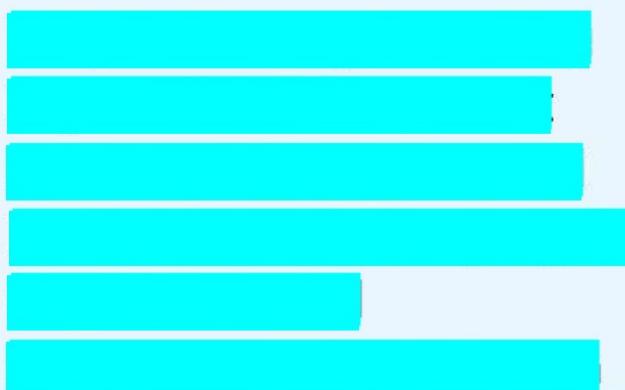
The order is not under seal.

Kiera Ellis

Ok I will distribute those asking

Monday 09:24

Kiera Ellis



iMessage





Guy >



Thu, Feb 14, 09:26

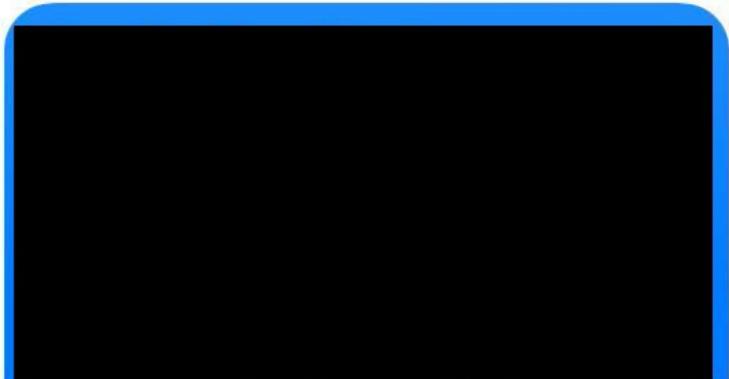
Joe Magats



Will do.

Give me a call when you
get a chance.

Mon, Feb 25, 08:00



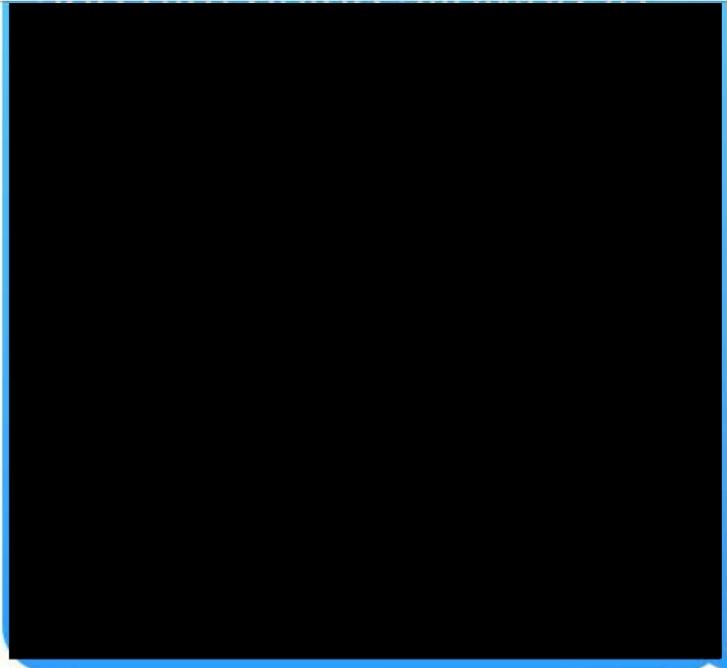
iMessage



042...



Guy >



Delivered

Ok

Mon, Feb 25, 10:31

They filed the motion to advance. It is on the Br.98 call today.



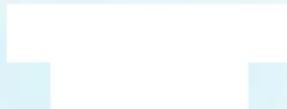
iMessage



044...



Cara >



Wed, Feb 20, 19:24

Joe Magats



Wed, Feb 20, 22:36

Just an FYI that CPD told us that Jussie Smollett is supposed to turn himself into CPD at 5am and then they'll take him to CBC at 8am.

Thank you



iMessage



046...



Kiera Ellis



KE

Robert Foley



**Exclusive: Grand jury returns
16 felony counts against
Jussie Smollett**

cwbchicago.com

RF

Here is the leak from
detectives



iMessage



047...



Robert >

**Robert Foley and
Joe Magats**

Thu, Feb 14, 19:37

Rob Elegas' information re Smollett being a no show is dead wrong.

Joe Magats

Thu, Feb 14, 21:01

They are the worst

Tue, Feb 19, 16:00

I'm forwarding you an email and was wondering if you could give me a call. Thanks.

Ok will call now



iMessage



048...



RF

Robert >

Mon, Feb 25, 07:23

ABC7 has tip Smollett looking to be able to travel. Would he have to appear in court for that?

Tip is accurate. They were trying to do it Saturday. It's up to the judge. They'll ask that his appearance be waived. Usually we have no objection to the appearance being waived for this type of motion. I told the attorney on Saturday that we'd have no objection to the judge waiving his appearance or for him being allowed to



iMessage



< 2

RF

Robert >

appear in court for that.

Tip is accurate. They were trying to do it Saturday. It's up to the judge. They'll ask that his appearance be waived. Usually we have no objection to the appearance being waived for this type of motion. I told the attorney on Saturday that we'd have no objection to the judge waiving his appearance or for him being allowed to travel for work and to meet with his attorney.

Thanks!



iMessage



050...



RF

Robert >

travel for work and to meet with his attorney.

Thanks!

Would it be today?

Think so. They called me in the midst of the hoopla Saturday and wanted to do it then but that court not in session and there's no way it would've been added to bond court call.

Thank you!

I'll let you know what happens. Guy knows to be on the lookout for them



iMessage





RF

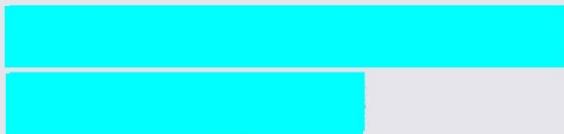
Robert >

added to bond court call.

Thank you!

I'll let you know what happens. Guy knows to be on the lookout for them coming in and to let me and Risa know. I'm at 26th St for another case today.

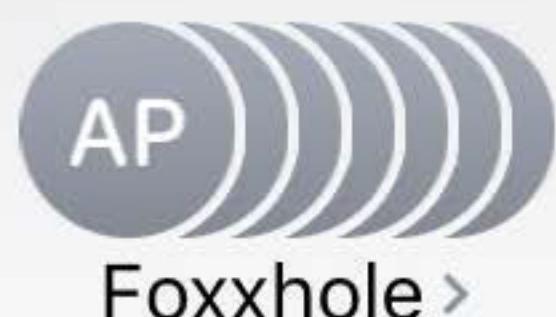
Thanks have fun



iMessage



052...



Wed, Jan 30, 17:02

Robert Foley

CASE UPDATE: Hours ago

#ChicagoPolice detectives located a surveillance camera that shows potential persons of interest wanted for questioning in reference to the assault & battery of Empire actor. A community alert w/ photos is being constructed and will be disseminated shortly.



BUREAU OF DETECTIVES
CHICAGO POLICE
CRIMINAL INVESTIGATION

Send information anonymously to www.cpdtip.com

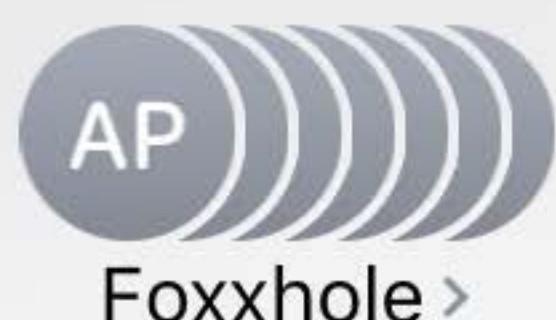
RF



iMessage



053



Kiera Ellis



Chicago police say 'Empire' actor Jussie Smollett refuses to hand over cellphone to them

nbcnews.com



iMessage



054



Thu, Feb 14, 18:16

Robert Foley

BREAKING: Multiple sources tell @ABC7Chicago Eyewitness News Jussie Smollet and the 2 men who are being questioned by police staged the attack - allegedly because his character was being written out of the show Empire.

6:01 PM · 2/14/19 · Twitter for iPhone

1,857 Retweets 2,004 Likes



Rob Elgas • @RobElgasABC7 · 12m

MORE: Someone familiar with the investigation says Smollet was a no-show for an interview earlier today with detectives. All of this coming hours after Smollett spoke to @GMA speaking out in his first media interview taking aim at

RF

Thu, Feb 14, 21:56

Robert Foley

@AJGuglielmi



iMessage





Rob Elgas @RobElgasABC7 · 12m

MORE: Someone familiar with the investigation says Smollet was a no-show for an interview earlier today with detectives. All of this coming hours after Smollett spoke to [@GMA](#) speaking out in his first media interview taking aim at

RF

Thu, Feb 14, 21:56

Robert Foley



@AJGuglielmi

Media reports about the Empire incident being a hoax are unconfirmed by case detectives. Supt Eddie Johnson has contacted [@ABC7Chicago](#) to state on the record that we have no evidence to support their reporting and their supposed CPD sources are uninformed and inaccurate.



iMessage



056



Thu, Feb 14, 21:56

Robert Foley



@AJGuglielmi

Media reports about the Empire incident being a hoax are unconfirmed by case detectives. Supt Eddie Johnson has contacted [@ABC7Chicago](#) to state on the record that we have no evidence to support their reporting and their supposed CPD sources are uninformed and inaccurate.



RF

Fri, Feb 15, 15:28

Kiera Ellis



iMessage



...

057



Sat, Feb 16, 18:09

Kim Foxx



Police sources: New evidence suggests Jussie Smollett orchestrated attack

cnn.com

KF

Sat, Feb 16, 19:27

Kim Foxx

If true, many of us, me included, owe apologies related to this boauis



iMessage



058



Kim Foxx

If true, many of us, me included, owe apologies related to this bogus fiasco. This does serious damage to the cause of those who actually experience legitimate attacks. <https://t.co/sFyXwHoigb>

**Michael Avenatti**

twitter.com

KF

!!

When crazy week collides.

KF

Sun, Feb 17, 13:44

Kim Foxx



iMessage





Wed, Feb 20, 16:03

Robert Foley



State's attorney's office: Foxx recused herself from Jussie Smollett investigation after acting as go-between with C...

chicagotribune.com

RF

Chicago police say Jussie Smollett suspected of filing false report about attack in Streeterville



iMessage





Chicago police say Jussie Smollett suspected of filing false report about attack in Streeterville



Chicago police say Jussie Smollett suspected of filing false report about attack in Streeterville

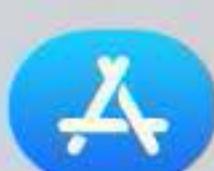
chicagotribune.com

RF

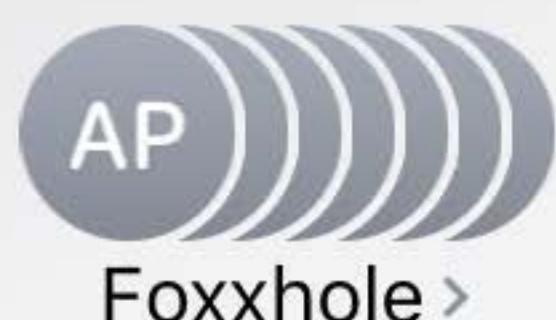
Marny Zimmer



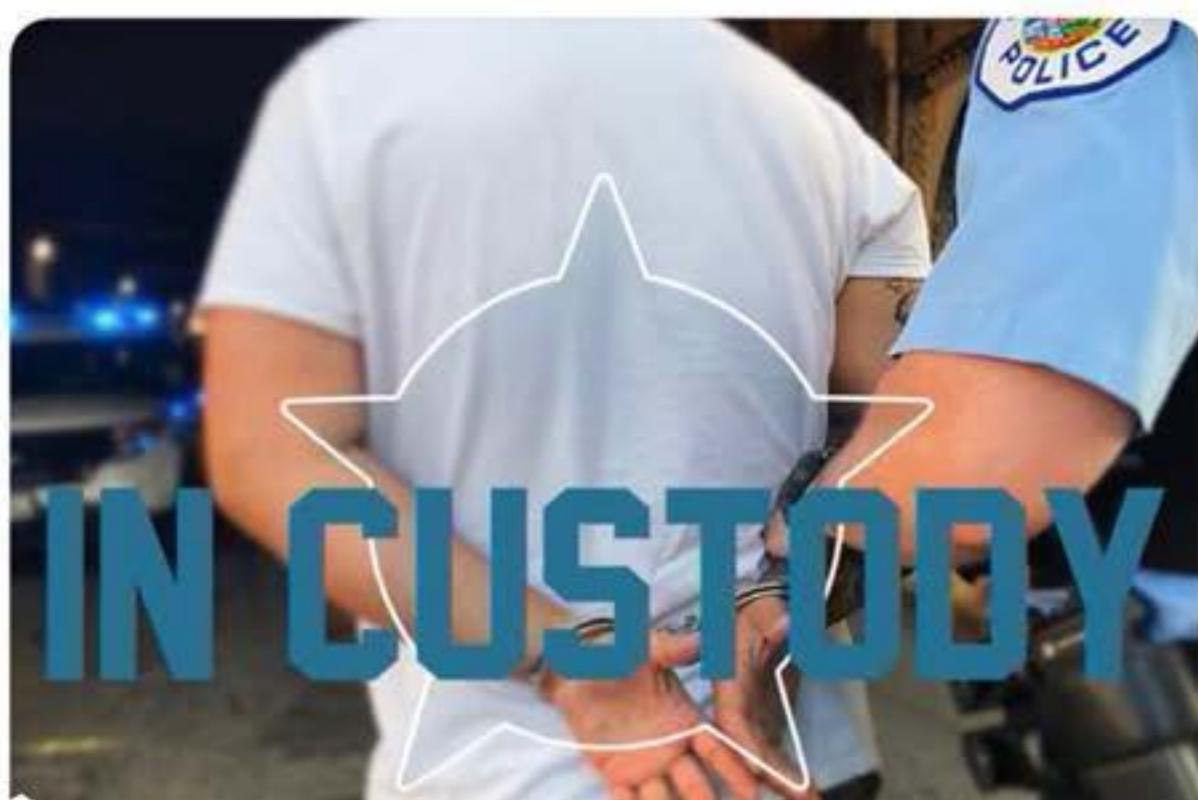
iMessage



061



Press Briefing: Jussie Smollet is under arrest and in custody of detectives. At 9am at #ChicagoPolice Headquarters, Supt Eddie Johnson, Commander of Area Central Detectives Edward Wodnicki will brief reporters on the investigation prior to the defendants appearance in court.



RF

Thu, Feb 21, 14:17

Robert Foley

RF

100K D bond

Wow. That's a complete



iMessage



062



Thu, Feb 21, 14:17

Robert Foley

RF

100K D bond

Wow. That's a complete shock.

Robert Foley

RF

Risa did great. It was insanity. Handed out the proffers before and was attacked.

Thu, Feb 21, 17:50

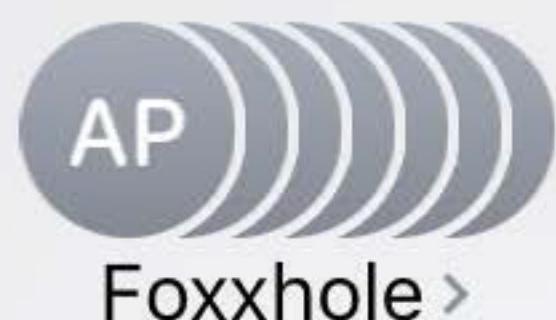
Robert Foley



iMessage



063



Thu, Feb 21, 17:50

Robert Foley



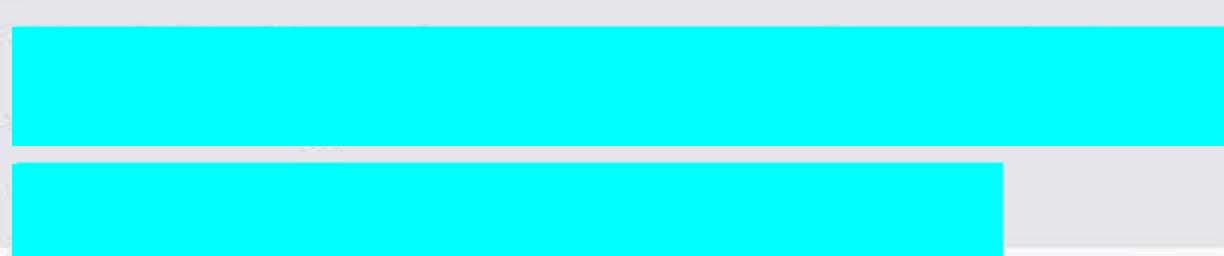
Judge scolds Jussie Smollett over allegations he staged racist, anti-gay attack: 'Vile and despicable'

chicagotribune.com

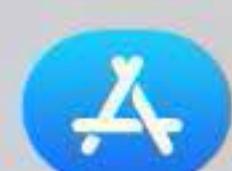
RF

Fri, Feb 22, 09:50

Kim Foxx



iMessage





Kim Foxx



Kevin McCullough @KMCRadio

So there's this...

Turns out... [@KamalaHarris](#) is [@JussieSmollett](#)'s aunt. As in his mother's sister. Which in her several photo-ops on the story to date she has yet to reveal.

[@KMCRadio](#) [@am970TheAnswer](#)

3:12 PM · 2/22/19 · Hootsuite Inc.

Funny the theory that everyone is related to this guy is pervasive



iMessage



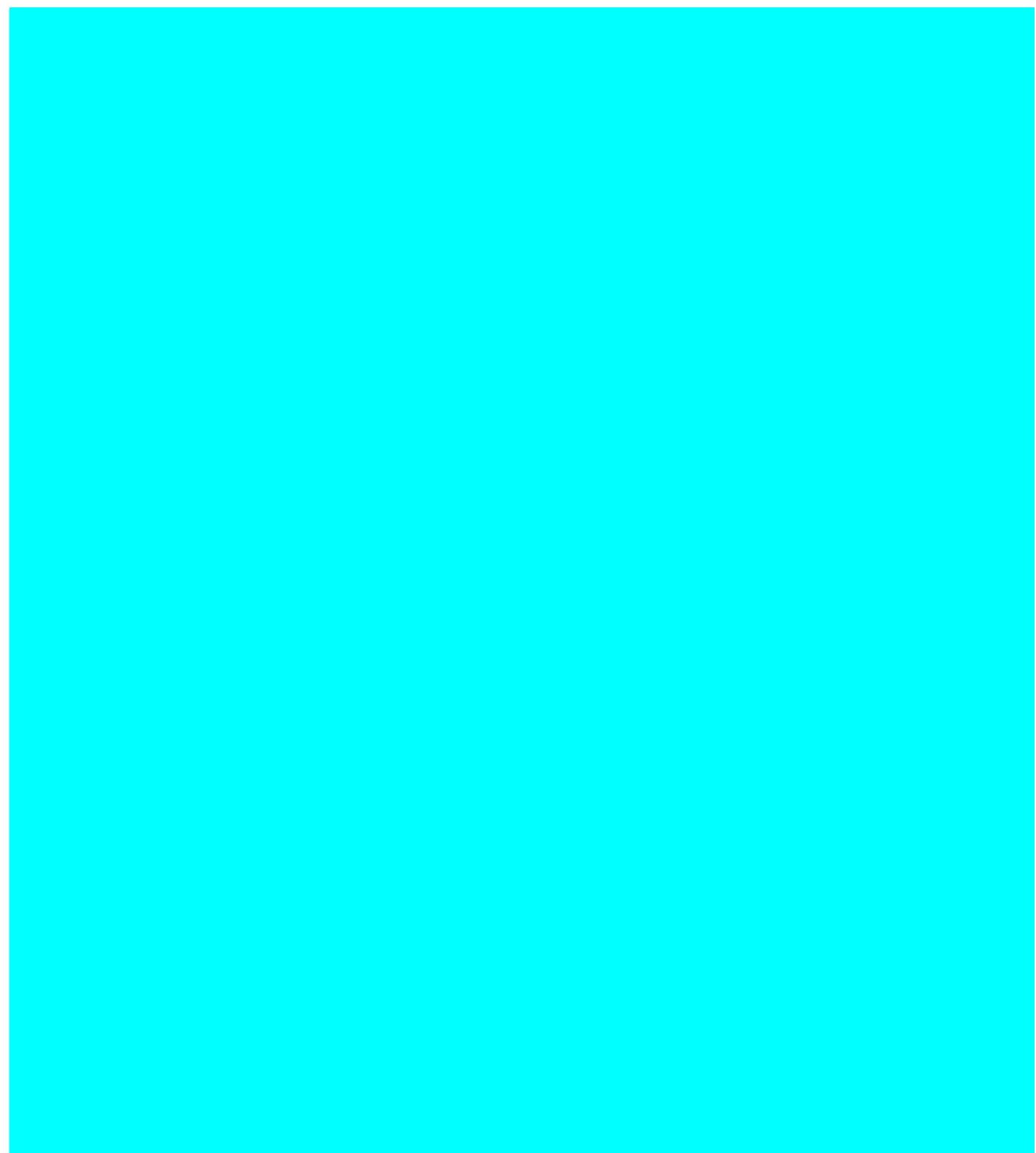
065



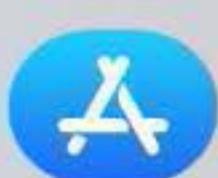
3:12 PM · 2/22/19 · Hootsuite Inc.

KF

Funny the theory that
everyone is related to this
guy is pervasive.



iMessage



066



Kim Foxx

Jussie Smollett Case
Sparks Chicago PD
Internal Investigation



Jussie Smollett Case Sparks
Chicago PD Internal
Investigation

tmz.com

KF

Fri, Mar 8, 16:51

Robert Eloy



iMessage





KF

Fri, Mar 8, 16:51

Robert Foley



Jussie Smollett indicted on 16 counts over allegedly phony claims of racist, homophobic attack

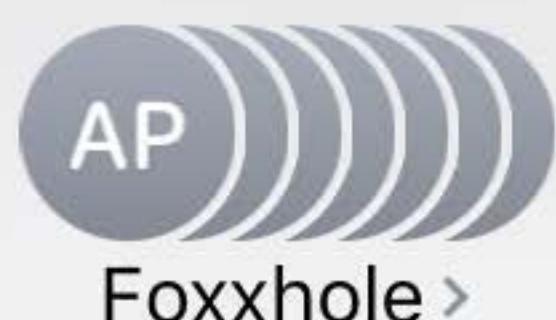
chicagotribune.com

RF



iMessage





Exclusive: Grand jury returns 16 felony counts against Jussie Smollett

cwbchicago.com

RF

Fri, Mar 8, 20:31

Kim Foxx



iMessage



069



Kim Foxx



"What is happening here is, frankly, a media gang bang of this guy of unprecedented proportions," says Mark Geragos, Jussie Smollett's attorney, about his client's indictment on 16 felony counts, adding, "It's startling the way people assume he's guilty." <https://t.co/c5V4BkyrGD> <https://t.co/dhNlwR1Dw2D>



iMessage



070



SMOLLETT FACES 16 NEW FELONY CHARGES AFTER ATTACK CLAIM

CNN

5:49 PM PT

AC360°

"What is happening here is, frankly, a media gang bang of this guy of unprecedented proportions," says Mark Geragos, Jussie Smollett's attorney, about his client's indictment on 16 felony counts, adding, "It's startling the way people assume he's guilty." <https://t.co/c5V4BkyrGD> <https://t.co/dbNwRJDu2D>



CNN

twitter.com

KF

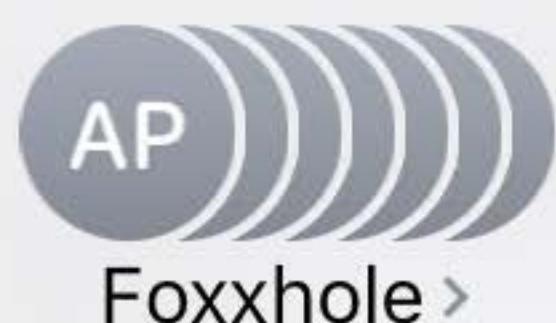
Sat, Mar 9, 08:14



iMessage



071



Wed, Mar 13, 11:33

Kiera Ellis



Records: Former Michelle Obama aide, Smollett relative reached out to Kim Foxx

chicago.suntimes.com

KE

Wed, Mar 13, 14:38

Kiera Ellis

Updated story

Defense lawyer and



iMessage



...

072



Wed, Mar 13, 14:38

Kiera Ellis

Updated story

Defense lawyer and Chicago-Kent College of Law professor Richard Kling said that it would not be unusual for prosecutors to reach to police during an investigation, though it is likely rare that a victim would get the state's attorney's personal phone number. Foxx's decision to recuse, once it became clear that Smollett was likely to be facing charges, was appropriate Kling



iMessage



073



is likely rare that a victim would get the state's attorney's personal phone number. Foxx's decision to recuse, once it became clear that Smollett was likely to be facing charges, was appropriate, Kling said.

KE

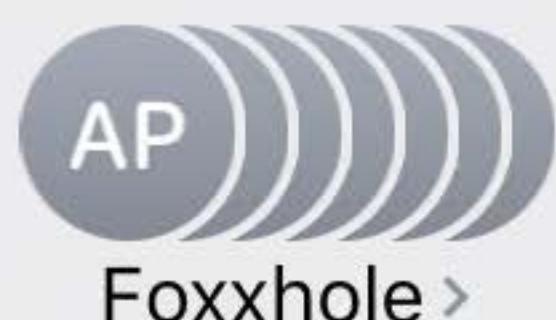
"I don't think it is odd or rare for prosecutors to talk to police, or for (Foxx) herself to ask what is going on in a particular case," Kling said. "And, once she realized she had talked to a family member who may have given her



iMessage



074



KE

said.



"I don't think it is odd or rare for prosecutors to talk to police, or for (Foxx) herself to ask what is going on in a particular case," Kling said. "And, once she realized she had talked to a family member who may have given her information about a pending case, recusing herself was exactly the right thing to do."

KE

Wed, Mar 13, 16:25

Robert Foley



iMessage



075



Wed, Mar 13, 16:25

Robert Foley

State's attorney asked Chicago's top cop to turn Jussie Smollett probe over to FBI, texts show



State's attorney asked Chicago's top cop to turn Jussie Smollett probe over to FBI, texts show

chicagotribune.com

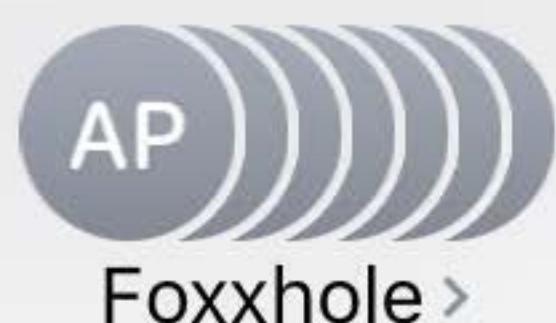
RF



iMessage



076



Fri, Mar 15, 06:03

Kiera Ellis



Kim Foxx's embarrassing OMG moment in the Jussie Smollett case

chicagotribune.com

KE

Kim Foxx



KF

Bless his heart 😊

Fri, Mar 15, 16:36

Robert Foley



iMessage



077



Wed, Mar 20, 19:08

Kiera Ellis



EDITORIAL: No need to call in feds for Foxx's handling of Smollett case

chicago.suntimes.com

KE

Kim Foxx

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



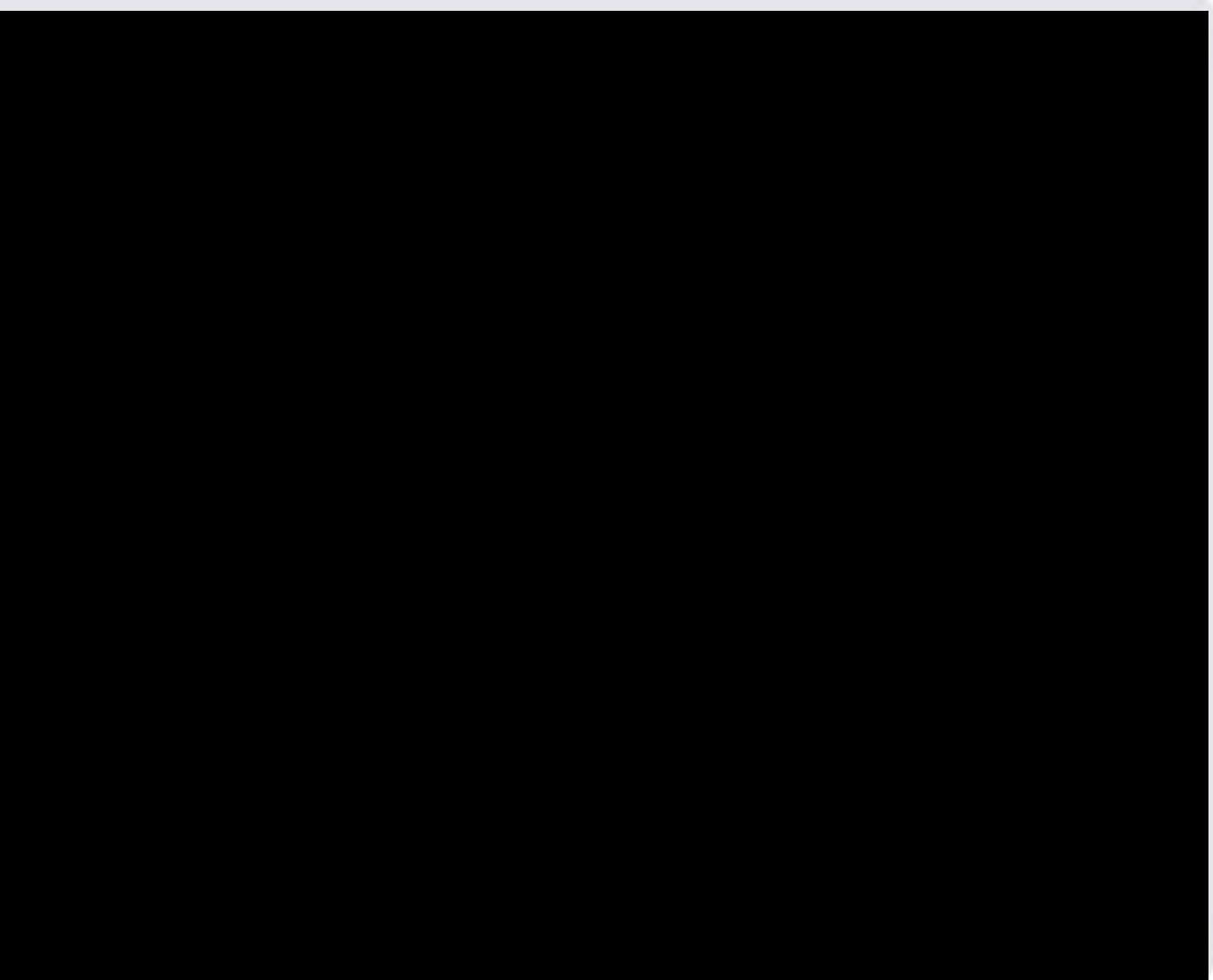
iMessage



078



Kim Foxx



KF

You removed Kim Foxx from the conversation.
Wed, Mar 20, 19:37

Mon, Mar 25, 11:17

Kiera Ellis

Supt. Johnson: Hate crime charges are a "very real possibility"



iMessage



079



Tue, Mar 26, 12:07

Kiera Ellis



Charges dropped against 'Empire' actor Jussie Smollett

chicago.suntimes.com

KE

NEW from Chicago: Joe Magats, the first assistant state's attorney who made the final decision to drop the charges against Jussie Smollett, says in an interview: "We didn't



iMessage



080



Foxxhole >



Julie Bosman

twitter.com

NYT reporter

Magats, the asst state's atty, said he saw no problems with the police investigation or the evidence against Smollett. The charges against Smollett were dropped in return for his agreement to do community service, he said, and for forfeiting his bond to the city of Chicago.



Julie Bosman

twitter.com

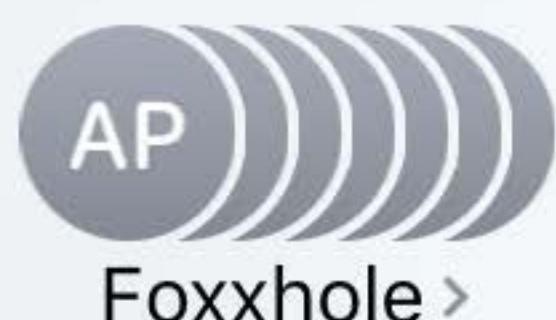
KE



iMessage



081



KE

More from the asst state's attorney: "Here's the thing -- we work to prioritize violent crime and the drivers of violent crime. Public safety is our number one priority. I don't see Jussie Smollett as a threat to public safety."

**Julie Bosman**twitter.com

"We stand behind the investigation, we stand behind the decision to charge him and we stand behind the charges in the case. The mere fact that it



iMessage





Foxxhole >

twitter.com

"We stand behind the investigation, we stand behind the decision to charge him and we stand behind the charges in the case. The mere fact that it was disposed of in an alternative manner does not mean that there were any problems or infirmities in the case or the evidence."

**Julie Bosman**

twitter.com

KE

Marny Zimmer

MZ

Watching it in Israel



iMessage



083



KE

Marny Zimmer

MZ

Watching it in Israel

Kiera Ellis

Emanuel rips Smollett for using hate crime laws to forward own agenda. "He did this all in the name of self-promotion. This is a white wash of justice."

**John Byrne**

twitter.com

KE



iMessage



084



"Do I think justice was served? No," says CPD Superintendent Eddie Johnson after all charges against Jussie Smollett dropped. He says the city is owed an apology. <https://t.co/x4ioZtOMbp> <https://t.co/va302Ceg61>



CBS Chicago

twitter.com

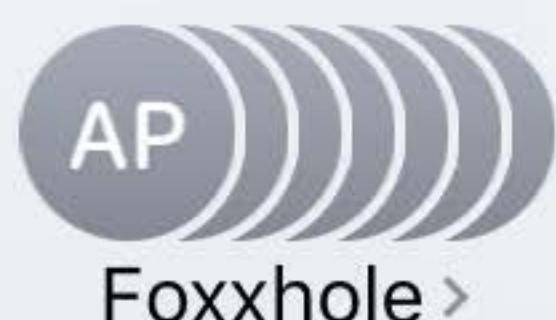
KE



iMessage



085



t.co/va302Ceg61



CBS Chicago

twitter.com

KE



All Charges Dropped Against
'Empire' Actor Jussie Smollett

nytimes.com

KE

@ChicagosMayor Eddie Johnson says "we found out about this when you all did," in regards to charges being dropped.

JussieSmollett

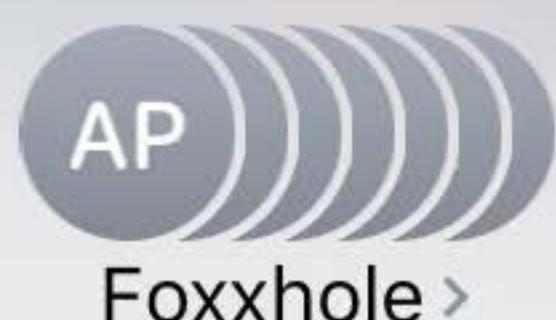


iMessage



...

086



KE

nytimes.com

@ChicagosMayor Eddie Johnson says "we found out about this when you all did," in regards to charges being dropped.
#JussieSmollett

**Matt Masterson**

twitter.com

KE

.@ChicagosMayor, asked whether Kim Foxx owes city and police an apology : "From tip to bottom, this was not on the level." Says this sends message that there are different kinds of Justice for some people.



iMessage



087



.@ChicagosMayor, asked whether Kim Foxx owes city and police an apology : “From tip to bottom, this was not on the level.” Says this sends message that there are different kinds of Justice for some people.



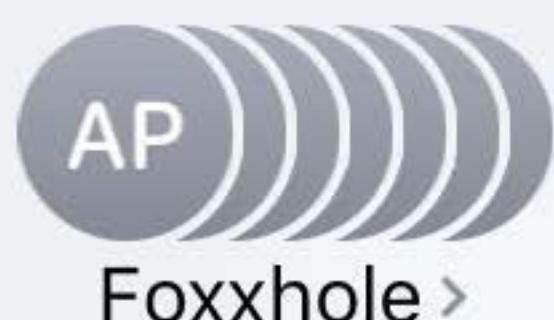
John Byrne
twitter.com



iMessage



088



BREAKING:
@Chicago_Police Supt.
Johnson - "I think this city
is still owed an apology."
Re: #JussieSmollett "They
brokered a deal to
circumvent the judicial
system." @WGNNews



Nancy Loo

twitter.com

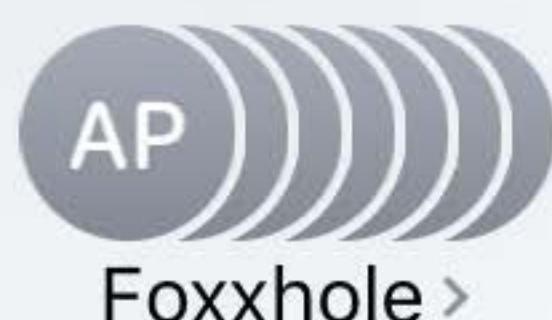
KE



iMessage



089



Nancy Loo

twitter.com

KE

investigation, is livid the case was dropped when CPD had built a strong case and spent >\$10K in man hours. Speaking to reporters at Navy Pier. He's "shocked" charges are dropped with no heads up.

18

157

234



Will Lee

@MidnoirCowboy

Says he's spent the past few days with prosecutors working on the off-duty officer killed during the weekend and got no sense this was happening.

"What the heck is that?"

He insists police maintain a strong relationship with the CCSAO.

KE

12:01 PM · 3/26/19 from Grand Ballroom · Twitter

It is still wild that with a MURDER rate so high and a clearance rate so low,
this is how our leaders



iMessage



090



KE

12:01 PM · 3/26/19 from Grand Ballroom · Twitter

It is still wild that with a MURDER rate so high and a clearance rate so low, this is how our leaders choose to spend their time.
<https://t.co/bhCFCDKWRV>

**Sharone Mitchell, Jr**

twitter.com

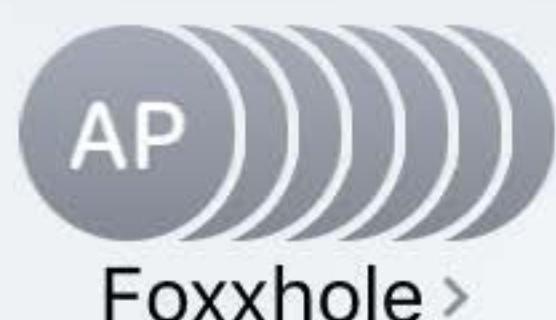
Man. This is literally a description of why it's so hard to prosecute police officers when they're accused of wrongfully killing someone. There's a different set of rules because of their position.
<https://t.co/4RuukSARh5>



iMessage



091



Man. This is literally a description of why it's so hard to prosecute police officers when they're accused of wrongfully killing someone. There's a different set of rules because of their position.
<https://t.co/4RuukSARh5>



Matt Pearce 

[@mattpearce](https://twitter.com/mattpearce)

Oh good Rahm has thoughts about accountability for crimes



Asawin Suebsaeng

[@asawinsuebsaeng](https://twitter.com/asawinsuebsaeng)

KE



iMessage



092



KE



Joseph Magats: 5 Fast Facts You Need to Know

heavy.com



Cook County State Attorney's Office: Who Worked on the Smollett Case?



iMessage



093



Foxxhole >



Cook County State Attorney's Office: Who Worked on the Smollett Case?

heavy.com

KE

Tue, Mar 26, 15:55

Kiera Ellis

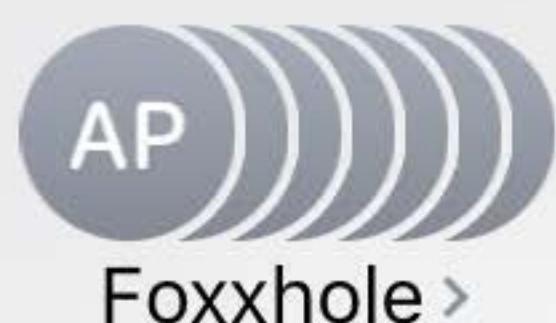
Just a note: Mayor Rahm Emanuel has literally never said this much abt a single documented case of police brutality during his reign of



iMessage



094



KE

Tue, Mar 26, 15:55

Kiera Ellis

Just a note: Mayor Rahm Emanuel has literally never said this much abt a single documented case of police brutality during his reign of terror. Chicago has paid hundreds of millions of dollars to settle cases of police abuse & murder while this coward hides behind his desk. <https://t.co/lyJacgMGpZ>



Keeanga-Yamahtta T.

twitter.com

KE



iMessage



...

095



twitter.com

KE

Tue, Mar 26, 17:46

Kiera Ellis

twitter.com



KE

In a telephone interview, Eric Sussman, Magat's predecessor as Foxx's top aide, said the abrupt, secretive nature of the deal "raises questions as to whether there is embarrassing information the state's attorney's office doesn't want the public to know."

"I've never, ever seen



iMessage



096



secretive nature of the deal “raises questions as to whether there is embarrassing information the state’s attorney’s office doesn’t want the public to know.”

“I’ve never, ever seen anything like this,” Sussman, now in private practice, said of the decision to drop charges so soon after an indictment.

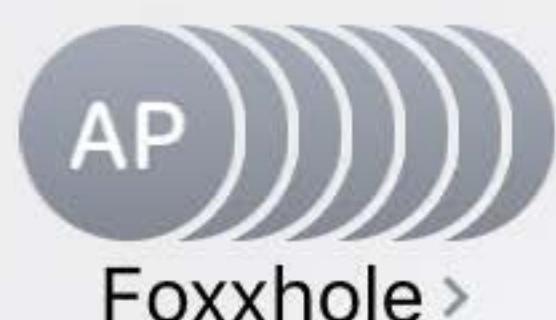
From the Trib



iMessage



097



indictment.

From the Trib



**Mayor Emanuel blasts decision
to drop charges against
'Empire' actor Jussie Smollett:
'This is not on the level'**

chicagotribune.com

KE

WBBM
NEWSRADIO

780AM • 105.9FM



iMessage



098



KE

chicagoheadline.com

WBBM NEWSRADIO

780AM • 105.9FM

**Prosecutors: Smollett Got
'Alternative Disposition,' Not
Exoneration**

wbbm780.radio.com

KE



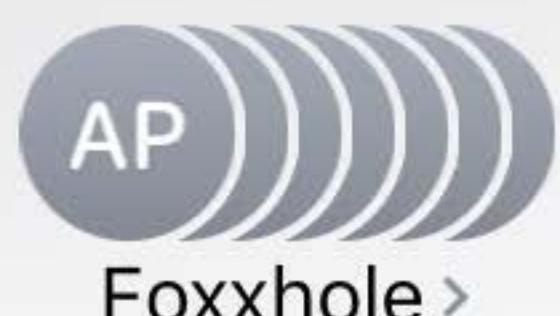
**Chicago Mayor
@RahmEmanuel responds**



iMessage



099



Chicago Mayor
@RahmEmanuel responds
to the charges being
dropped against Jussie
Smollett: "To me, it makes
no sense. It makes no legal
sense, no common sense
and this is an abomination
in my sense of justice."
<https://t.co/bTum33s05T>
<https://t.co/aI9m9edPSf>



CNN

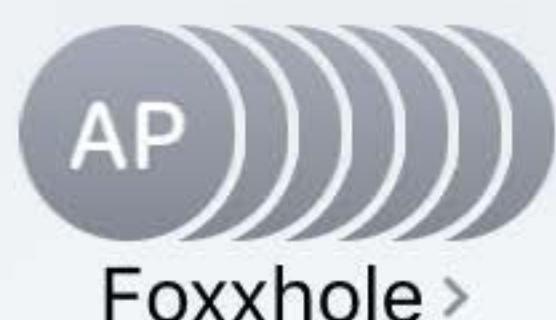
twitter.com



iMessage



100



KE

twitter.com

chicagotribune.com

[https://
www.chicagotribune.co
m/news/opinion/
editorials/ct-edit-jussi...
t.co](https://www.chicagotribune.com/news/opinion/editorials/ct-edit-jussi...t.co)



Indefensible: With no good explanation, prosecutors give Jussie Smollett a pass

chicagotribune.com

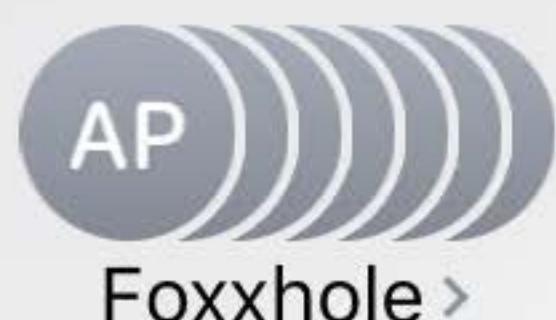
KE



iMessage



101



KE

When do we ever talk about deal negotiations in the public? This is asinine

KE

And wildly irresponsible



**Why the charges against
Jussie Smollett were dropped
— and why many are stunned**
chicago.suntimes.com

KE

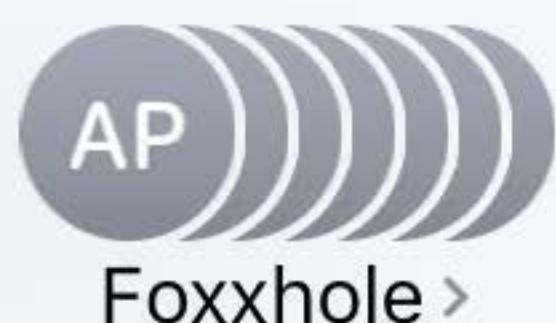


iMessage



...

102

**Overnight.**

the Chicago Police Department received a report of a possible racially-charged assault and battery involving a cast member of the television show Empire. Given the severity of the allegations, we are taking this investigation very seriously and treating it as a possible hate crime. Detectives are currently working to gather video, identify potential witnesses and establish an investigative timeline. The victim is fully cooperating with investigators and we ask anyone with information about this incident to contact Area Central Detectives at 312-747-8382 or report it anonymously to www.cedtie.com

INCIDENTBACKGROUND

A

36 year old man was walking at above address when two unknown offenders approached him and gained his attention by yelling out racial and homophobic slurs towards him. The offenders began to batter the victim with their hands about the face and poured an unknown chemical substance on the victim.

At some point during the incident,

one of the offenders wrapped a rope around the victim's neck. The offenders fled the scene. The victim self-transported to Northwestern Hospital and is good condition. Area Central Detectives are investigating.

**Chicago Police Department
just sent out this statement
re:
Jussie Smollett**

**philip lewis**

twitter.com

KE

Reminds me of the fact we lack dedicated hate crimes asa, could be something to consider for new special prosecutions head?



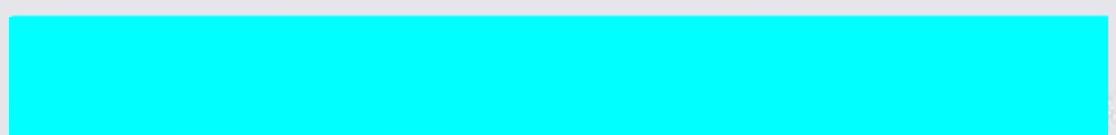
iMessage



103



Kim >



Wed, Feb 27, 14:54

Kim Foxx



**SMH: Jussie Smollett
"Attacker" Reportedly Made
Homophobic Tweets That
Have Now Been Deleted**

bossip.com

I know it's not the most
reputable website, but not



iMessage



104



Kim >

I know it's not the most reputable website, but not sure if CPD reported this to us.

First I've heard of that. We asked them to do a social media search and work up and they said they had someone on it and hadn't come up with anything.

Fri, Mar 1, 06:09



iMessage



...

105



Kim >

Fri, Mar 1, 09:57

How was this morning's meeting? I'm free for a call.

Sun, Mar 3, 20:25

.....so Michael Avenatti reached out. Apparently he's coming in to represent the Nigerian brothers in Smollet. I gave him your office number.

Thanks.

Tue, Mar 5, 17:45



iMessage



...

106



Kim >

Fri, Mar 8, 09:08

Can you call when you get
a sec?

Fri, Mar 8, 15:39

On plane awaiting takeoff.
Eddie just called. Did we
indict Smollet on any
additional charges today?
Need to know ASAP. He's
about to do an interview.

Just different versions of
disorderly conduct.

But we can't comment on
it until it's returned in court



iMessage



...

107



Kim >

about to do an interview.

Just different versions of disorderly conduct.

But we can't comment on it until it's returned in court on March 14th.

Sent as Text Message

Fri, Mar 8, 20:00

Sooo.....I'm recused, but when people accuse us of overcharging cases...16 counts on a class 4 becomes exhibit A.

Yes. I can see where that can be seen as excessive



iMessage



...

108



Kim >

Sooo.....I'm recused, but when people accuse us of overcharging cases...16 counts on a class 4 becomes exhibit A.

Yes. I can see where that can be seen as excessive.

Pedophile with 4 victims
10 counts. Washed up celeb who lied to cops, 16.
On a case eligible for deferred prosecution I think it's indicative of something we should be looking at generally. Just because we can charge something doesn't mean



iMessage



...

109



Kim >

Pedophile with 4 victims
10 counts. Washed up
celeb who lied to cops, 16.
On a case eligible for
deferred prosecution I
think it's indicative of
something we should be
looking at generally. Just
because we can charge
something doesn't mean
we should.

Agreed.



I'll get with Risa and Jim.
With him taking over we
can take a hard look at
how we charge the cases
and get it to something
that covers what needs to



iMessage



...

110



Kim >

I'll get with Kisa and Jim.

With him taking over we can take a hard look at how we charge the cases and get it to something that covers what needs to be covered without being excessive and ultimately pointless.

Yeah....it's not who we want to be.

For sure.

Sat, Mar 9, 21:18



iMessage



111



Kim >



Mon, Mar 25, 12:36



Tue, Mar 26, 09:36

Eddie just called.



iMessage



112



Kim >

Tue, Mar 26, 09:36

Eddie just called.

I just spoke with Bob Boik five minutes ago.

Lol! He's a the police recruit event. Needed to know how to answer questions from press. Told him "essentially deterred prosecution. Paying \$10k restitution to the city, and completed community service". He was told we were just dropping the case.



iMessage





Kim >

Lol! He's at the police recruit event. Needed to know how to answer questions from press. Told him "essentially deterred prosecution. Paying \$10k restitution to the city, and completed community service". He was told we were just dropping the case.

He seemed satisfied with the explanation.

Good. Thanks. I explained exactly that to Bob Boik.

Demonstrates why short



iMessage



...

114



Kim >

the explanation.

Good. Thanks. I explained exactly that to Bob Boik.

Demonstrates why short notice is better—they would have given bad info out.

Indeed.

Wed, Mar 27, 08:49

Good job!

Thanks very much.

Wed, Mar 27, 18:09



iMessage



...

115



Kim >

Wed, Mar 27, 08:49

Good job!

Thanks very much.

Wed, Mar 27, 18:09

If an offender is only charged with CI 4s: nolled 42% of time. As best we can determine first time offenders charged with only CI 4 felonies: nolled 48% of time.

Fri, Mar 29, 19:16



iMessage



...

116



RL TS RF KE

4 People >

Text Message

Tue, Mar 26, 9:26 AM

Risa Lanier

It appears as if Jussie's press person may have notified the press.

There are a few cameras in the building and she is hanging around downstairs

RL

Kierra Ellis

KE

Thanks for the update

Tandra Simonton

Not surprised. Thanks



Text Message





RL

TS

RF

KE

4 People >

Kierra Ellis

KE

Thanks for the update

Tandra Simonton

TS

Not surprised. Thanks.

Kierra Ellis

KE

I notified Anthony, per
our discussion. He's
notifying the Supt.

I've notified Bob Boik.

Joe Magats

Kierra Ellis

Press are reporting
about "emergency court
hearings" and are in the

Text Message





RL

TS

RF

KE

4 People >

Press are reporting about "emergency court hearing" and are in the courtroom

KE

Risa Lanier

Yes the one guy who is in the building is here in the audience.

RL

Tandra Simonton

TS

CNN just called emailed me

Risa Lanier

And so it begins....God
bless to all of you!



Text Message





RL TS RF KE

4 People >

And so it begins....God speed to all of you!

RL

Tandra Simonton

Liked "And so it begins....God speed to all of you!"

TS

Risa Lanier

RL

Its done

Tandra Simonton

TS

Thanks

Risa Lanier

He's going on



Text Message



120





RL TS RF KE

4 People >

Risa Lanier

He's going on camera...there are questions about the community service, someone told the press that it was ordered in this case. I told his attorneys that they can say that the court did not order community service in this case

RL

Kierra Ellis

KE

Helpful. Thanks.



Text Message



RL TS RF KE

4 People >

Kierra Ellis

KE

Helpful. Thanks.

The defense attorney's statement is problematic

KE

Joe is on the phone with Andy from Sun Times now

TS

What did it say?

Kierra Ellis

against him. Jussie was attacked by two people he was unable to identify on January 29th. He was a victim who was vilified and made to appear as a perpetrator as a result of



Text Message



RL TS RF KE

4 People >

Kierra Ellis

against him. Jussie was attacked by two people he was unable to identify on January 29th. He was a victim who was vilified and made to appear as a perpetrator as a result of false and inappropriate remarks made to the public causing an inappropriate rush to judgement.

Jussie and many others were hurt by these unfair and unwarranted actions. This entire situation is a reminder that there should never be an attempt to prove a case in the court of public opinion. That is wrong. It is a reminder that a victim, in this case Jussie, deserves dignity and respect. Dismissal of charges against the victim in this case was the only just result.

Jussie is relieved to have this situation behind him and is very much looking forward to getting back to focusing on his family friends

We just told Andy Grimm that we stand by CPD investigation and this agreement is no



Text Message





RL TS RF KE

4 People >

We just told Andy Grimm that we stand by CPD investigation and this agreement is no confirmation of innocence

KE

Tandra Simonton
That's their job to do that. Let them now answer why he paid the money and did the community service.

Liked "We just told Andy Grimm that we



Text Message



124



RL TS RF KE

4 People >

Liked "We just told Andy Grimm that we stand by CPD investigation and this agreement is no confirmation of innocence"

TS

Risa Lanier

Thanks Tandra, I like that

RL

Robert Foley



Paris Schutz
@paschutz

#Smollett attorney Patricia Brown



Text Message





RL TS RF KE

4 People >

Robert Foley



Paris Schutz
@paschutz



#Smollett attorney Patricia Brown Holmes: "we're very happy for this result and very anxious for Jussie to get on with his career and life. There is no deferred prosecution."

RF

11:06 AM · 3/26/19 · Twitter for iPhone

Kierra Ellis

///BREAKING///
#JussieSmollett agreed to forfeit his \$10,000 bond to the City of Chicago, but otherwise there was "no deal" with the state, according to his



Text Message



126



RL

TS

RF

KE

4 People >

///BREAKING///

#JussieSmollett agreed to forfeit his \$10,000 bond to the City of Chicago, but otherwise there was "no deal" with the state, according to his lawyer. The state's attorney's office has agreed to seal the court file for unexplained reasons.

**Jason Meisner**twitter.com

KE

Risa Lanier



Text Message





RL TS RF KE

4 People >

Risa Lanier

We did not agree to seal the court file. An immediate sealing of his record according to law was granted...sheesh

RL

We told the Sun Times that.

Kierra Ellis

Thanks for the clarification.

This guy is from the Trib. It's per the statute so we



Text Message



RL TS RF KE

4 People >

Kierra Ellis

Thanks for the
clarification.

This guy is from the Trib.
It's per the statute so we
followed the law.

KE

Can I say this?

Absolutely. There would
be no nolle without the
bond forfeiture.

KE

Joe just spoke to
Shannon Heffernan fyi

KE

Tandra Simonton



Text Message





RL TS RF KE

4 People >

Tandra Simonton

TS

Great!

Tue, Mar 26, 1:04 PM

Kierra Ellis

We did not agree to seal the court file. An immediate sealing of his record according to law was granted...sheesh

KE

Do you have the statute for this Risa?

Risa Lanier

20 ILCS 2630/5 2(a)(2)



Text Message





RL TS RF KE

4 People >

RL

20 ILCS 2630/5.2(g)(2)

Kierra Ellis

KE

Thank you

Tue, Mar 26, 5:21 PM

Kierra Ellis

KE

Risa - could this be
considered "pre-trial
diversion"

Risa Lanier

In a theoretical sense
yes, in that we diverted
the case out of the

Text Message





RL TS RF KE

4 People >

In a theoretical sense yes, in that we diverted the case out of the traditional criminal justice process because we found certain conditions were met. However, in a practical sense, he was not placed in a "diversion" program as is commonly referred to.

RL

Kierra Ellis

KE

Thank you!



Text Message





RL TS RF KE

4 People >

Risa Lanier

I would say it is similar to what we see in pre-trial diversion programs where certain conditions are met

RL

That's the way we've been talking about it.

Kierra Ellis

Great

KE

Tue, Mar 26, 7:29 PM

Kierra Ellis

bit ly



Text Message



RL TS RF KE

4 People >

Kierra Ellis

KE

bit.ly



Wed, Mar 27, 3:50 PM

Robert Foley

RF

Tap to Load
Previewchicagotribu
ne.com >

Mary Ann Ahern ✅ @MaryAnn... · 33m ▾

NEW: Internal memo sent this morning to Supervisors at the Cook County State's Attorney's Office, as the office looks to manage the fallout #Smollett

Hello Everyone,

We are looking for examples of cases, felony preferable, where we, in exercising our discretion, have entered into verbal agreements with defense attorneys to dismiss charges against an offender if certain conditions were



Text Message



134



RL TS RF KE

4 People >

**Mary Ann Ahern** @MaryAnn... · 33m

NEW: Internal memo sent this morning to Supervisors at the Cook County State's Attorney's Office, as the office looks to manage the fallout #Smollett

Hello Everyone,

We are looking for examples of cases, felony preferable, where we, in exercising our discretion, have entered into verbal agreements with defense attorneys to dismiss charges against an offender if certain conditions were met, such as the payment of restitution, completion of community service, completion of

5

25

26

**Mary Ann Ahern** @MaryAnn... · 19m

Sent to about 20 supervisors, with the last line:

"Time is of the essence so please make these inquiries quickly!"

#Smollett

2

5

5



Tandra Simonton

Statement:
When we receive
inquiries we ask our
prosecutors for



Text Message



135



RL TS RF KE

4 People >

RT

Q2

L15

V5



Tandra Simonton

Statement:

When we receive inquiries we ask our prosecutors for information to respond to those inquiries.

TS

Thu, Mar 28, 6:03 PM

Kierra Ellis



Text Message





Risa >

Text Message

Tue, Mar 26, 9:22 AM

Joe Magats

How many hours of
community service did
he end up doing?

Waiting for Patricia now
to confirm

It was two full days, but
I'm waiting the exact
amount

Thanks.

16 hours



Text Message





Risa >

Thanks.

Tue, Mar 26, 11:46 AM

Kathleen.hill@cityofchic
ago.org

Tue, Mar 26, 4:41 PM

Just checking
in...everything okay?
Do you need anything
from me?

No thanks. Just doing
our thing. Thanks for all



Text Message





RL

Risa >

Just checking
in...everything okay?
Do you need anything
from me?

No thanks. Just doing
our thing. Thanks for all
of your help with. I
greatly appreciate it.

Just wish I could have
anticipated the
magnitude of this
response and planned a
bit better!



Text Message





Risa >

There's really no planning for this. It's the right decision.

1/2 I agree and absolutely stand by the decision made. I have seen a few of your statements to the press and commend you on such a great representation of o

2/2 ur office. I particularly like the data about 5,700 other



Text Message





Risa >

2/2 ur office. I particularly like the data about 5,700 other cases with similar results.

Tue, Mar 26, 6:56 PM

Tomorrow could you give Patricia Holmes a call. She has some questions about the letters. Thanks.

The community service letters?



Text Message





Risa >

The community service letters?

I think so.

Wed, Mar 27, 8:52 AM

Bob Boik
CPD

BB >

Wed, Mar 27, 1:29 PM

Was the Smullett sealing order under seal?

No



Text Message





Risa >

No

Wed, Mar 27, 2:36 PM

Thanks very much.

Wed, Mar 27, 5:31 PM

You can dial in

Wed, Mar 27, 6:58 PM

Do you have time for a quick call?

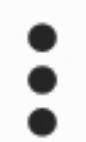
I'm still at work



Text Message



Joseph Magats



Saturday, March 23, 2019

Risa--it's Patricia Brown Holmes.
I just wanted to let you know
Jussie flew in this morning and is
going to do 15 hours of volunteer
work at PUSH over the weekend.
I will call you Monday morning
about advancing the matter to
judge Watkins on Tuesday or
Wednesday as I'm out of town
Thursday and you'r

View all



8:30 AM

J

Thanks for the update. And for
all of the work.

8:54 AM

J

Just a follow up to make sure
that the defendant and PUSH
know to that they shouldn't be
publicizing this. Thanks.

9:17 AM

I have already communicated
that yesterday

9:19 AM

J

Thanks!!

9:29 AM



Enter message



< Me



8:30 AM, Mar 23

Risa--it's Patricia Brown Holmes. I just wanted to let you know Jussie flew in this morning and is going to do 15 hours of volunteer work at PUSH over the weekend. I will call you Monday morning about advancing the matter to judge Watkins on Tuesday or Wednesday as I'm out of town Thursday and you're out Friday.

Thank you.
Patricia

After many conversations with her yesterday, this is what Patricia texted me this morning.



Copy text



Share



Joseph Magats



J

Todd Pugh and Victor Henderson have replaced Mike Monico as Jesse Smollett's attorneys. They sent an email asking who would be a contact from our office and I'm

going to let them know that you will be the contact. I'll copy you on the email. Also whenever you have a chance please give me a call so I can get an update

as to what's going on. Thanks!

12:15 PM

6:10 PM

Hi Joe. Have you spoken to Bill and Nick yet? I told them to call you directly with a run down and then I would touch base with you

J

I'm talking to them now.

6:12 PM

OK.

6:12 PM

Wednesday, February 20, 2019

FYI, CPD is asking for a search warrant to seize Jussie Smollett's phone. I told Bill and Nick that



Enter message



Joseph Magats



I'm talking to them now.

6:12 PM

OK.

6:12 PM

Wednesday, February 20, 2019

12:27 PM

FYI, CPD is asking for a search warrant to seize Jussie Smollett's phone. I told Bill and Nick that I don't believe that we have a basis to deny it at this point. There is probable cause for the seizure of the phone.



I'm driving with Do Not Disturb While Driving turned on. I'll see your

message when I get where I'm going.

(I'm not receiving notifications. If this is urgent, reply "urgent" to

send a notification through with your original message.)

12:27 PM



<https://www.hollywoodreporter.com/live-feed/daily-show-correspondent-talks-jussie-smollett-attack-1188234>

12:56 PM



'The Daily Show'

Following reports that Chicago pol...

<https://www.hollywoodreporter.co...>



Enter message



Joseph Magats



J

[REDACTED]

2:18 PM

J

Please let me know when charges have been approved and if there's anything you need. Thanks for all your help.

5:20 PM

I will. Also don't forget to let me know if the bond proffer should be read to the press. Otherwise I will walk on by

5:30 PM

J

You should read it.

5:30 PM

Ok

Left you a voice mail. Charges approved at 6:10

6:20 PM

J

Got it. Thanks very much.

6:40 PM

Robert Foley just texted me also

6:41 PM

J

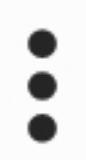
Great. Thanks.

6:41 PM



Enter message





Monday, February 18, 2019

Nick Trutenco

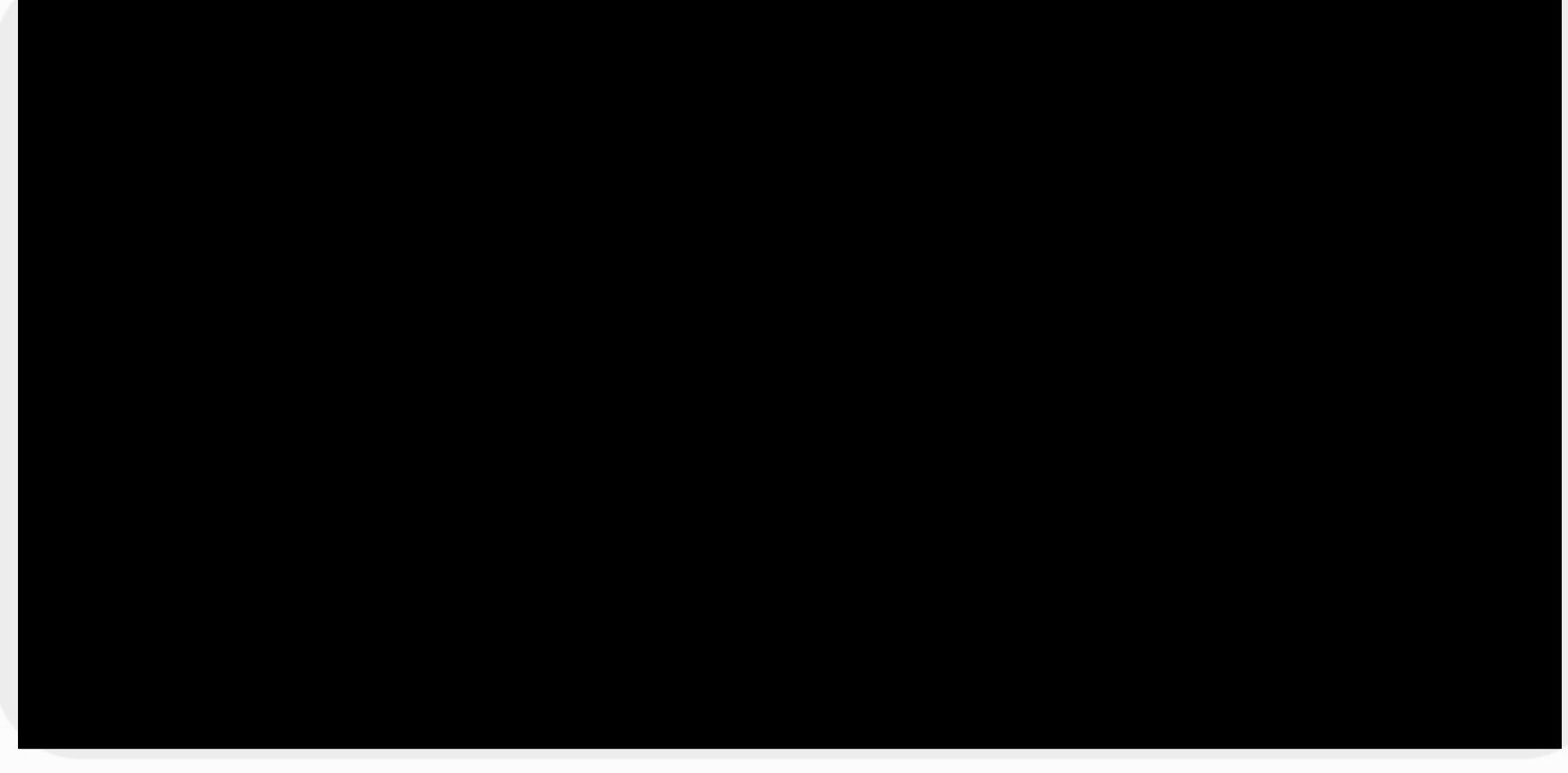
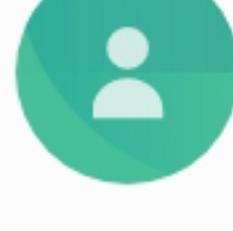


Can you take a conference call?

10:41 PM

Sorry. Just now seeing this. Do
you still need to speak to me?

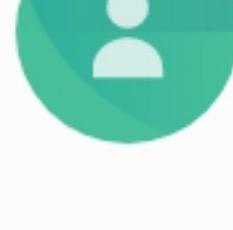
11:29 PM



11:34 PM

Yes... I spoke to Joe about that
already. Thanks

11:35 PM

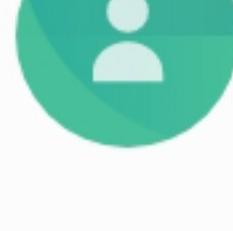


You're welcome.

11:36 PM

If so, you will do the lock in so
please get some rest tonight

11:36 PM



Actually, Bill will do the lock in.

11:37 PM

Yep, sorry. I thought I was texting
Bill

11:38 PM



Enter message





Bob >

iMessage

Wed, Mar 27, 8:10 AM

GM. Give me a ring
when you can.

Bob Boik

Wed, Mar 27, 9:13 AM

I have a different
question for you when
you get a chance. Sorry
to be a pest.



iMessage





2 People >

www, Mar 27, 10:00

Kiera Ellis

Great to see @SAKimFoxx doubling- and tripling-down on her claim that the @jussiesmollett resolution is the way her office handles similar cases. We pulled court records of 1st offenders charged with filing false police reports in Chicago. Tonight, we'll tell you what they show.

**CWBChicago**

twitter.com

KE

Wed, Mar 27, 17:35

Kiera Ellis

11: Kiera, We are monitoring

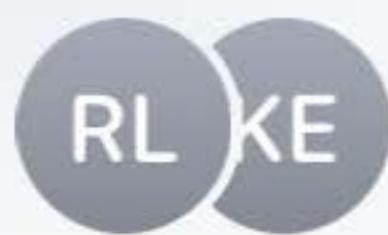


Text Message



...

150



2 People >

wed, Mar 27, 17:35

Kiera Ellis

Hi Kiera. We are reporting the below tonight:
Two law enforcement officials briefed on the matter tell ABC News that the FBI is reviewing the circumstances surrounding the dismissal of criminal charges against Smollett. This is not an investigation . It's a "review" or "inquiry."

Would the SAO have any comment on this?

Thank you!



Text Message



...

151



2 People >

KE

FYI

Risa Lanier

RL

Wow...

Wed, Mar 27, 19:49

Kiera Ellis

KE

ndaa.org



Wed, Mar 27, 22:01

Kiera Ellis



Text Message



152



2 People >

wed, Mar 27, 22:01

Kiera Ellis



Kim Foxx says Smollett's sweetheart deal is "available to all defendants." Court records tell a different tale.

t.co

KE

Monday 17:54

Kiera Ellis



Text Message



153



AP

April >

Fri, Feb 8, 20:07

Joe Magats

Hey I just talked to Nick Trutenko. We need to meet on Monday at 10 with him and Risa to discuss the Jussie Smullet hate crime. There's going to be arrests on Wednesday.

Fri, Feb 8, 21:25

WHAT???

It's kind of crazy. Hard to explain in writing and takes about 15 min to explain the short version. I can fill you in tomorrow



iMessage



154



AP

April >

Fri, Feb 8, 21:25

WHAT???

It's kind of crazy. Hard to explain in writing and takes about 15 min to explain the short version. I can fill you in tomorrow.

Sat, Feb 9, 08:13

I'll call when I'm driving to the airport around 9:15

Sounds good

Sat, Feb 9, 10:14

Kim is going to receive an



iMessage



...

155



April >

Sounds good

Sat, Feb 9, 10:14

Kim is going to recuse on Smollett, due to personal relationship with his family. I'll send a formal notice Monday

Got it. Thanks.

Mon, Feb 11, 09:56

What number should I call for the 10?

Nick's running a few



iMessage



...

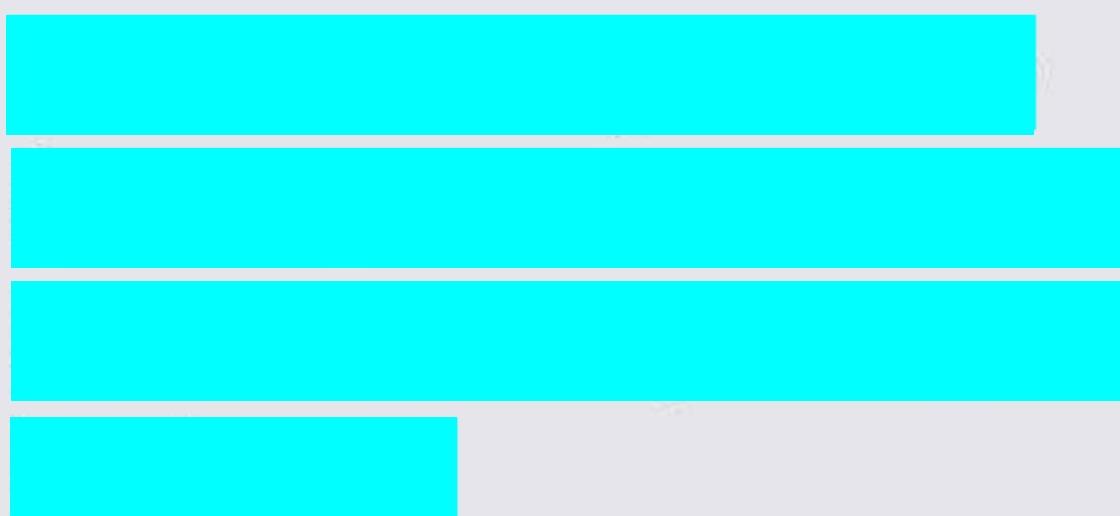
156



April >

Got it. Thanks.

Mon, Feb 11, 09:56

What number should I call
for the 10?Nick's running a few
minutes late. I'll let you
know when to call in. It'll
be my cell to call in on.

iMessage



157



AP

April >

Mon, Feb 11, 14:58

What number should I call
for the 10?

Nick's running a few
minutes late. I'll let you
know when to call in. It'll
be my cell to call in on.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

We're ready when you are.

Mon, Feb 11, 14:58



iMessage



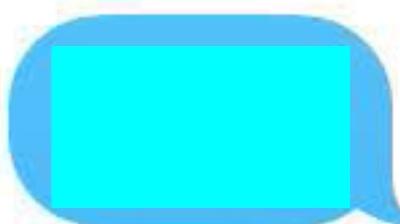
...

158



April >

...start.



We're ready when you are.

Mon, Feb 11, 14:58

CPD has seen the light for now and will slow down and do the investigation right. They've told Nick they have nobodies what they have. They don't want to have any unanswered questions or for us to have any.

They're still going to do the thing on Wednesday



iMessage



159



AP

April >

they have. They don't want to have any unanswered questions or for us to have any.

They're still going to do the thing on Wednesday but let them go regardless of what they say. The commander is getting the red notice in place.

They've told Nick they'll do whatever we ask them to do as far as running things out.

I can fill you in on the specifics.



iMessage



160



April >

specifcs.

Mon, Feb 11, 16:38

BTW -- the USAO has been told that the FBI will not have ANY involvement in Wednesday's interviews

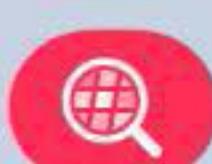
How that squares with what CPD believes (or, believed as of Friday) I have no idea

Terrific. There's little accurate information being transmitted anywhere.

Yep.



iMessage



...

161



April >

Good luck

Fri, Feb 15, 16:25

On the hate crime-CPD has not heard back whether the victim will sign a complaint and the brothers' attorney is at the station trying to convince them to reinstate with the detectives.

Fri, Feb 15, 18:23

Thanks for the vm! Keep me posted!

Both are now speaking



iMessage



162



April >

Fri, Feb 15, 18:23

Thanks for the vm! Keep me posted!

Both are now speaking.
\$3500 a piece.

Wow.

Sat, Feb 16, 07:05

I take it CPD didn't call anything in last night?

No. They have to check bank records-brothers say Smollett paid them by check which they



iMessage



...

163



April >

Wow.

Sat, Feb 16, 07:05

I take it CPD didn't call anything in last night?

No. They have to check bank records-brothers say Smollett paid them by check which they deposited in their account and view video. They say it was planned while driving around in Smollett's car including showing the spot where it was to occur. They said he picked that spot because



iMessage



164



AP

April >

No. They have to check bank records-brothers say Smollett paid them by check which they deposited in their account and view video. They say it was planned while driving around in Smollett's car including showing the spot where it was to occur. They said he picked that spot because there was a camera there. No one knew it pointed the other way.

Both gave videos and their attorney was present. They've been put in a



iMessage





AP

April >

the other way.

Both gave videos and their attorney was present. They've been put in a hotel.

They said Smollett claimed he wanted to do this because the Empire people weren't taking the letter seriously.

The problem of course being that he's said they did all kinds of work for him, and who gives a check for illegal work,



iMessage



...

166



April >

letter seriously.

The problem of course being that he's said they did all kinds of work for him, and who gives a check for illegal work, anyway. (Or so the argument will go.)

Did they know the exact date they were driven around? And, even if we found that video, wouldn't it just look like a bunch of friends driving to and from one of their houses together?

That's going to be an issue



iMessage



...

167



April >

together?

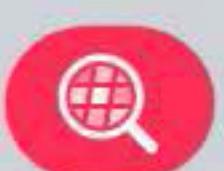
That's going to be an issue with the payment and the video. I think the work was with the brother who's the boxer/trainer. Not sure if he has reason to be paying the other brother. The personal check thing is odd for this type of payment. I got the 30 second version from Nick. A little later I'll give Risa a call. She talked a lot with Nick yesterday.

Sat, Feb 16, 16:21

Last sent info to a reporter about



iMessage



...

168



April >

Sounds good.

Tue, Feb 19, 11:57



Tue, Feb 19, 13:33

Jussie Smollett's attys
can't do it at 230 so it's
still at 11 at 26th street if
you are interested.

Tue, Feb 19, 16:49

According to TMZ, they
may not be his attorneys
much longer...



iMessage



...

169



April >

Tue, Feb 19, 16:49

According to TMZ, they
may not be his attorneys
much longer...

TMZ
tmz.com



Wed, Feb 20, 20:46

www-m.cnn.com



He's been charged?

Yes. We've approved
charges.



iMessage



...

170



AP

April >

Good work.

Thanks.

Was he indicted?

No. We just approved charges so a complaint for preliminary hearing will be filed. We can offer the diversion program and restitution which generally is before a prelim or indicting him. If we can't work something out then we can indict him and go from there.

Ah, I guess I shouldn't act



iMessage





April >

Ah, I guess I shouldn't get my news from TMZ. Fake news.

I heard the New York Times said the same thing so...

Thu, Feb 21, 20:23



iMessage



172



AP

April >

Mon, Feb 25, 12:19

50 minutes and counting
for Smollett's attorneys to
figure out what dates he
needs to be out of the
jurisdiction.

They're total ding dongs,
huh.

So far.

Now we can't even find
them out in the hallway.

Good grief

They goofed around so



iMessage



...

173

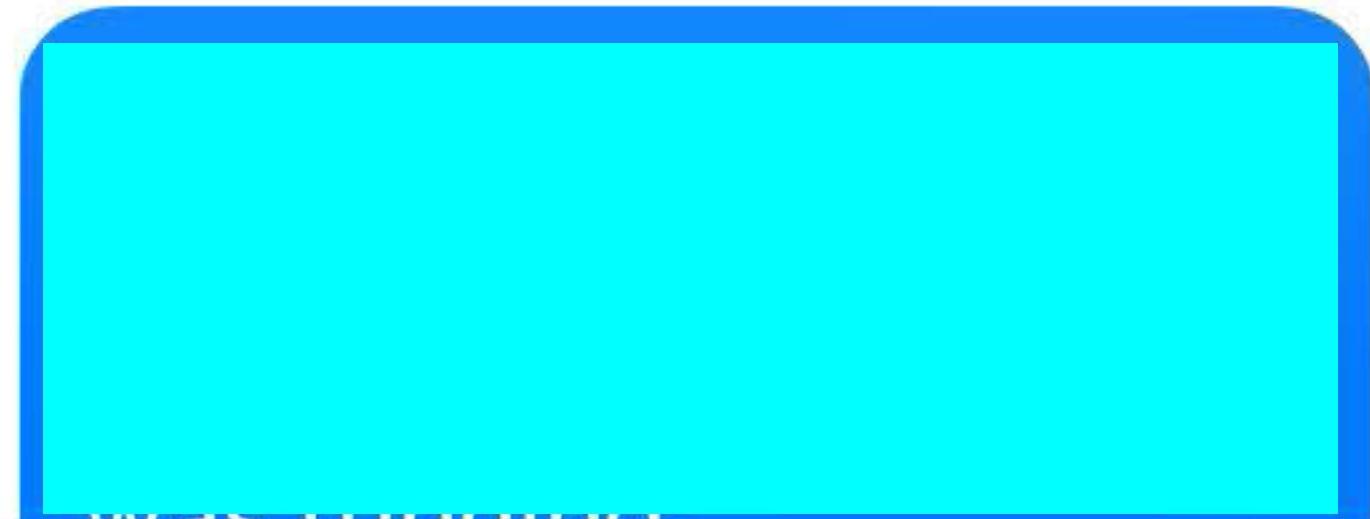
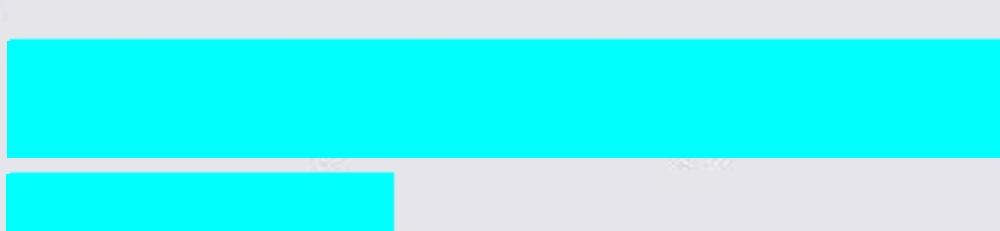
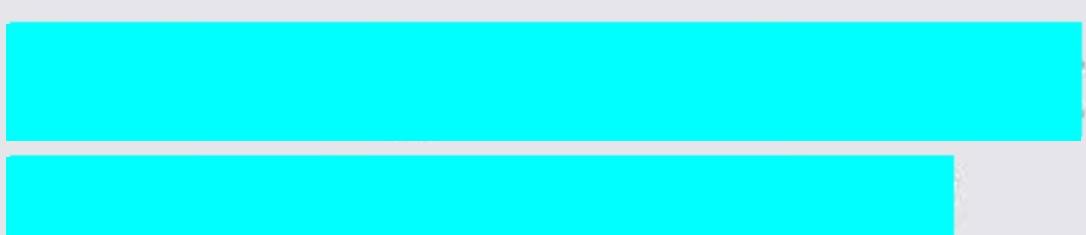


April >

Good grief

They goofed around so long all the media on R Kelly bond watch figured it out and were in court. I'm headed back now.

Tue, Feb 26, 19:27



iMessage



174



Kiera >



Fri, Feb 15, 18:56

Kiera Ellis

Hi! There haven't been
any Smollet charges,
correct?

No. We shouldn't have
any comment. The
situation is extremely fluid.

Got it. Thanks

No problem.

Tue, Feb 19, 09:44



iMessage



...

175



Kiera >

Thu, Mar 28, 12:14



KIM FOXX PROTEST

69 W. WASHINGTON
CHICAGO, IL 60602

MONDAY
APRIL 1, 2019
1100 HRS

Follow us on:

Fraternal Order of Police:
Chicago Lodge #7

@FOP7Chicago

Thu, Mar 28, 13:54

Cook County
Commissioner Sean



iMessage



...

176



Kiera >

Fraternal Order of Police:
Chicago Lodge #7

@FOP7Chicago

Thu, Mar 28, 13:54

Cook County
Commissioner Sean
Morrison asks for
@SAKimFoxx to appear
before the County Board at
next meeting to take
questions on #Smollett



Mary Ann Ahern
twitter.com

@CWBChicago
@SAKimFoxx
@JussieSmollett Here's a
story we did last month on
the tourists couple who



iMessage





Kiera >

**Mary Ann Ahern**

twitter.com

@CWBChicago

@SAKimFoxx

@JussieSmollett Here's a story we did last month on the tourists couple who faced more serious consequences for lying about a crime than Jussie Smollett: <https://t.co/bVYx958j1l>

**Ben Bradley**

twitter.com

As promised



IPBA
Illinois Prosecutors
Bar Association



iMessage



...

178



Kiera >

As promised



IPBA
Illinois Prosecutors
Bar Association

The Illinois Prosecutors Bar Association serves as the voice to nearly 1,000 front line prosecutors across the State who work tirelessly towards the pursuit of justice. The events of the past few days regarding the Cook County State's Attorney's handling of the Jussie Smollett case is not condoned by the IPBA, nor is it representative of the honest ethical work prosecutors provide to the citizens of the State of Illinois on a daily basis.

The manner in which this case was dismissed was abnormal and unfamiliar to those who practice law in criminal courthouses across the State. Prosecutors, defense attorneys, and judges alike do not recognize the arrangement Mr. Smollett received. To add insult to injury, the State's Attorney and her representatives have fundamentally misled the public on the law and circumstances surrounding the dismissal.

Positive story:

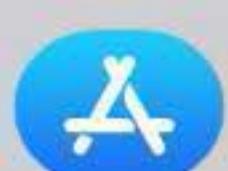


Smollett Case: Business As Usual?

wbez.org



iMessage



...

179



Kiera >

Thu, Mar 28, 19:42



**Jussie Smollett update:
Prosecutors' surprise deal
raises new questions**

abc7chicago.com

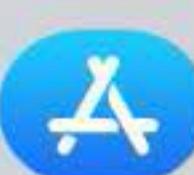
Joe Magats

What happened to the
6100 cases that Matthew
had in that spreadsheet?

They were referrals, not
completions



iMessage



...

180



Kiera >

abc7chicago.com

What happened to the
6100 cases that Matthew
had in that spreadsheet?

They were referrals, not
completions

Ok. Thanks.

Monday 17:43



iMessage

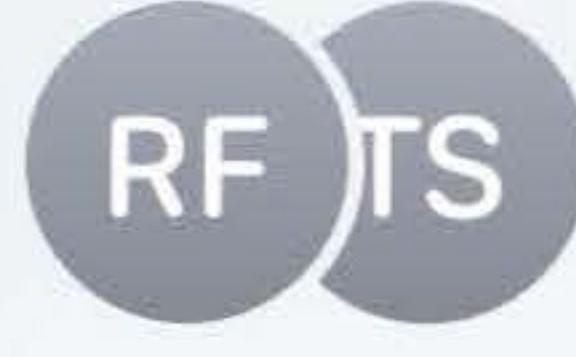


181

12:43



< 15



2 People >

NEW: Chicago police tell our @SchulteABC7 that superintendent Eddie Johnson was not told about Smollett charges being dropped today. Johnson learned about it while at a scheduled police graduation at Navy Pier.



Rob Elgas

twitter.com

Robert Foley

Mary Ann texted me saying that Supt had no heads up. I responded off the record that's incorrect, but you need to call Kiera. I'm not the person. [REDACTED]

RF



@lvdvda

Don't think we're not asking.

@SAKimFoxx needs to answer who dropped the charges. She recused herself, but "her office" inexplicably kept the Smollett case.

@chschicago



iMessage



12:44



< 15

RF TS

2 People >



@TandraSimonton

Don't think we're not asking.

@SAKimFoxx needs to answer who dropped the charges. She recused herself, but "her office" inexplicably kept the Smollett case.

@cbschicago

From: Brad Edwards >



To: Tandra Simonton > Hide

Immediate

Today at 11:05 AM

Who made decision to drop Smollett charges?

RF

Lol. Circus.

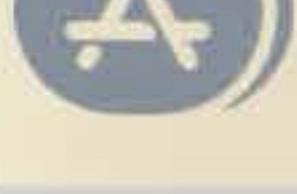
Tandra - did you get him the statement?

Tandra Simonton

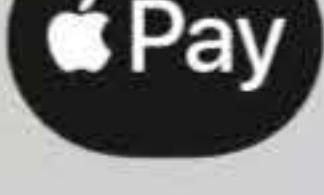
TS

My phone died back in car now....

Robert Foley



iMessage



12:43



15

RF TS

2 People >

Tue, Mar 26, 10:28 AM

Robert Foley



Rafer Weigel
@RaferWeigel

@RuterWeiger

Just got a tip from my Chicago PD source that SA Kim Foxx is going to drop the charges against #JussieSmollett. The question @Chicago_Police now have for him is how does #smollett plan to reimburse the city for all the money that was spent on his investigation?

9:58 AM · 3/26/19 from Chicago, IL · Twitter for iPhone

2

WHO IS TALKING TO CHANNEL 5:

Snouffer Case. Law enforcement and City Hall insist no heads up from @SAKimFoxx on this decision, but SA sources dispute that, then the implication this case has for Foxx's mentor @toniforChicago? Decision happens while Supt is at a CPD graduation ... #timing #fallout



Mary Ann Ahern
twitter.com

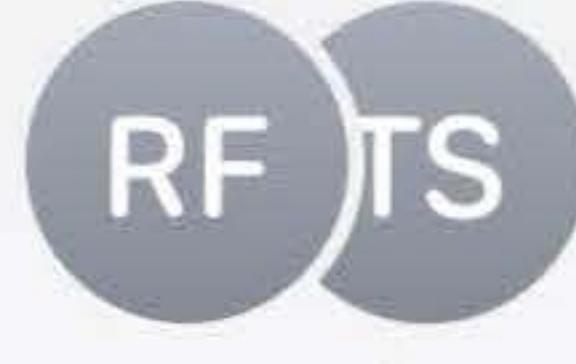
[View all reviews](#)



iMessage



< 15



2 People >



Charges dropped against 'Empire' actor Jussie Smollett

chicago.suntimes.com

RF

A CPD source said Johnson was "furious" and maintained the evidence against Smollett was "rock solid."

This is a total head-scratcher. After all that has transpired interesting to hear the prosecutor's rationale for kicking a case that seemed very clear.
Charges dropped against 'Empire' actor Jussie Smollett
<https://t.co/HqGLGPSQif>
(Via Sun-Times)



David Axelrod

twitter.com



iMessage



12:44



< 15

RF TS

2 People >

Tue, Mar 26, 1:17 PM

Robert Foley

1:17



AV

Amanda >

Text Message
Today 1:00 PM

Hey. Hearing SA office having a Smollett presser at 3. That true? Where? Don't think anything has arrived in my inbox

RF

Amanda Vinicky with WTTW. Is this true?

TS

Tandra Simonton

This is not true!!!!

RF

Lol can I tell her that?

TS

Tandra Simonton

Yes

Robert Foley

Is there a statement from Joe with more info you are all giving than original statement? Kate



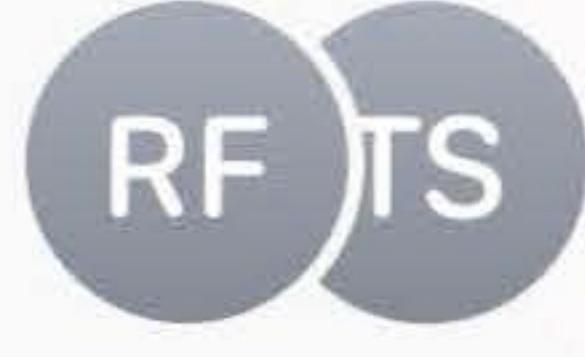
iMessage



12:45



< 15



2 People >

Tue, Mar 26, 5:11 PM

**Statement on Dismissal of
Charges for Jussie Smollett**

cookcountystatesattorney.org



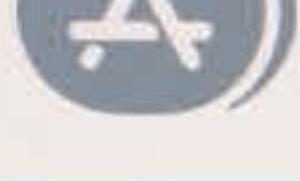
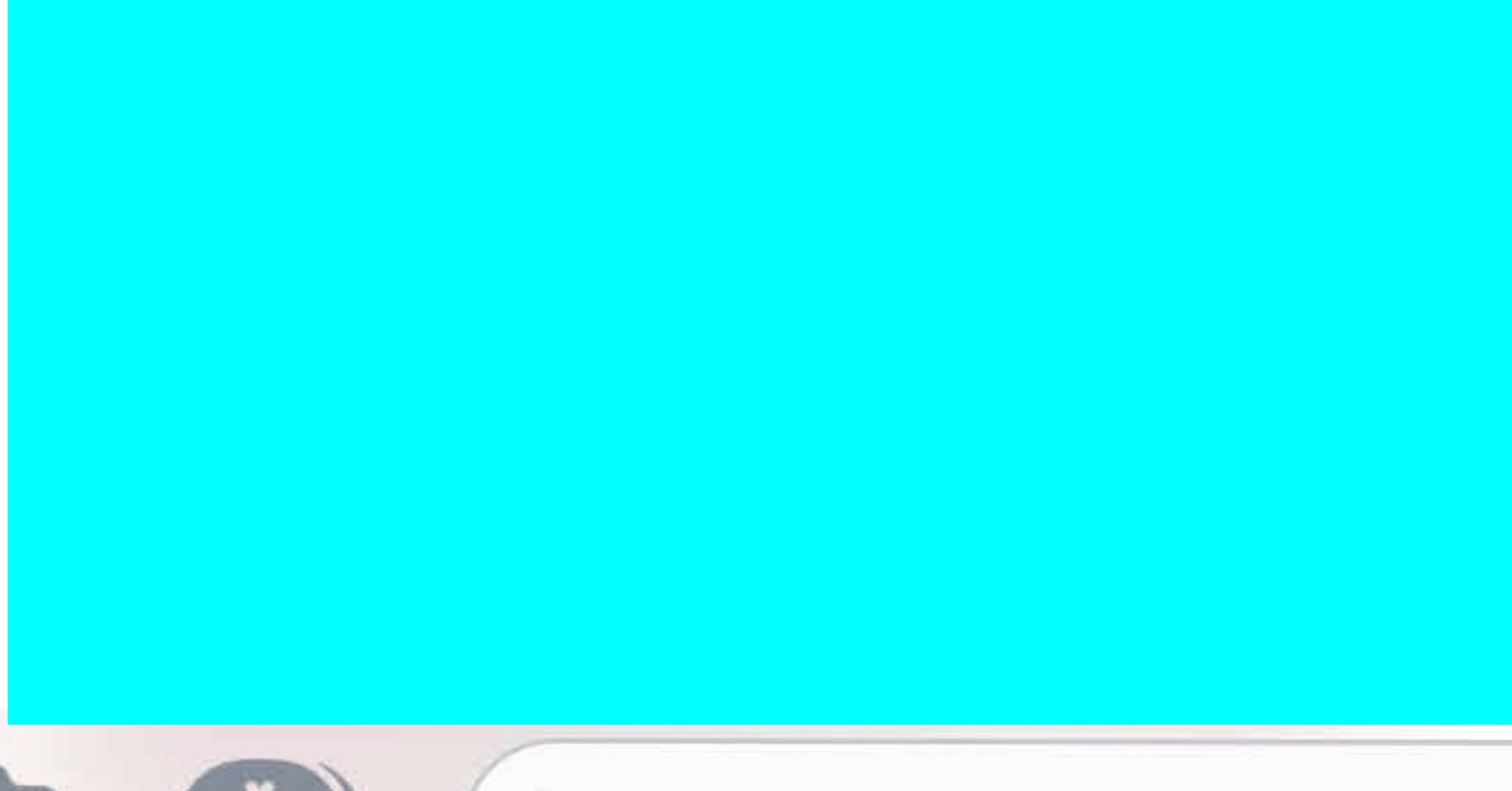
Please send this around when
you can

FYI we've spoken to all 5 local
TV stations, both local papers,
NYT, WaPo, WSJ. So people
may not like what we're saying,
but we are providing answers
to a decision that we know has
public interest

Wed, Mar 27, 6:03 PM

Sussman was on NPR national

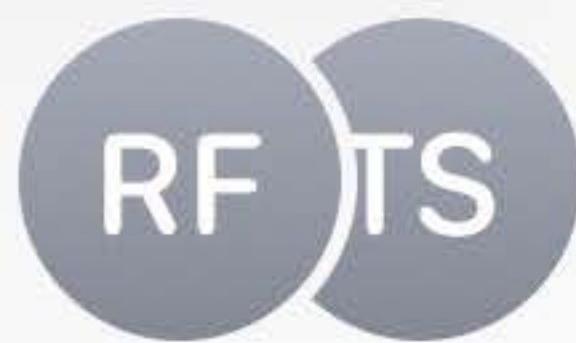
I hear it was bad



iMessage



< 15



2 People >

Robert Foley

RF

Is there a statement from Joe with more info you are all giving than original statement? Kate Chappell from NBC is working on story and asking

Tandra is working on one

Robert Foley

RF

Ok thanks! can you send it to kate.chappell@nbcuni.com

FYI Im sending Megan Crepeau community service documentation

It is subject to FOIA so might as well

1:02



< 15



Tandra >

Tandra
Simoton and
Kiera Ellis

Who is asking?

He said he will

Carlene

Tue, Mar 26, 12:07 PM



Charges dropped against 'Empire'
actor Jussie Smollett

chicago.suntimes.com

Joe's quote from here you can
use for statement

Set up abc 7

Joe is open on schedule

Please

Calling Carlene now.



iMessage



< 15

TS

Tandra >

Which quote? I want to one for
a clarifying statement please

First Assistant State's Attorney Joseph Magats said the decision to drop the charges was not a statement that Smollett did not, as police and prosecutors said when the actor was charged, pay his assailants to fake the attack and then falsely report the incident to police and detectives.

Asked if the dropped charges meant the actor was, in fact, the victim of a crime, Magats was emphatic.

"Absolutely not. We stand behind the CPD investigation done in this case, we stand behind the approval of charges in this case," Magats told the Sun-Times. "They did a fantastic job. The fact there was an alternative disposition in this case is not and should



iMessage



1:00



< 15

TS

Tandra >

Tue, Mar 26, 10:11 AM

Kiera Ellis

Once Risa confirms, motion is complete let's get the statement out. Start with Andy, please.

Ok

Judge granted motion, per Twitter

Let's hear from Risa lol

Ready for statement to go out yet?

Yes

To Andy first or just as they come in?

Hello??

Everyone is fine

I responded



iMessage



1:00



< 15

TS

Tandra >

I responded

Good to send

Let me know what interview requests you receive

Do you need help responding to the inquiries from SAO?

Yes

I'm answering all the ones to me / check because I may have responded all to some on SAO.

Thanks

Ok I'm just going to respond with statement to all emails from SAO account

Thanks

Ch 7 requesting on camera - ask Joe if he wants to do it...



iMessage



1:03



< 15

TS

Tandra >

NEW from Chicago: Joe Magats, the first assistant state's attorney who made the final decision to drop the charges against Jussie Smollett, says in an interview: "We didn't exonerate him."



Julie Bosman

twitter.com

Tue, Mar 26, 2:12 PM

Can you please send Leah the community service info I sent to Megan?

Ch 2 is here

Let's keep it moving

Can you send Jim Williams community service info?

CBS national slipped in to this one

No it's fine. They asked and promised to behave - unlike ch 7 who just showed up



iMessage



< 15

TS

Tandra >

Are we getting the clarifying statement out?

In the last two years, the Cook County State's Attorney's Office has referred more than 5,700 cases for alternative prosecution. This is not a new or unusual practice. An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollet. The charges were dropped in return for Mr. Smollet's agreement to do community service and forfeit his \$10,000 bond to the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for



iMessage



< 15

TS

Tandra >

Suntimes. They did a fantastic job. The fact there was an alternative disposition in this case is not and should not be viewed as some kind of admission there was something wrong with the case, or something wrong with the investigation that the Chicago Police did."

Magats, who became the final decision maker on the case after State's Attorney Kim Foxx recused herself <<https://chicago.suntimes.com/news/kim-foxx-jussie-smollett-investigation-recuses-campaign-donation/>> in mid-February, said prosecutors made the decision to drop the charges against Smollett under the same criteria they would any other defendant.

"It's a nonviolent crime. He has no felony criminal background. If you start looking at the disposition in the case, in every case you need to look at the facts and circumstances of the



iMessage



1:03



< 15

TS

Tandra >

facts and circumstances of the case, and the defendant's background."

Magats noted that while there was no court-ordered community service, Smollett had been active in the community even after he was charged. Sealing records as part of deferred prosecution is common, Magats said.

I'm saying we can do on camera interviews with Joe for the rest of the interviews

Ch 7 1:30

Here or at the studio?

Here

Ok thanks

Can you stop over please?

Ch 2 2:30



iMessage



1:04



< 15

TS

Tandra >

the City of Chicago. Without the completion of these terms, the charges would not have been dropped. This outcome was met under the same criteria that would occur for and is available to any defendant with similar circumstances.

I'm only sending to folks that asked for clarification

Ok, but for any new inquiries can you send the two statements together?

Yes

Ch 5 is here for 3:30 last one

Praise God

Can you ask Joe about Chicago TONight?

Paris said he can do the



iMessage



1:04



< 15

TS

Tandra >

Paris said he can do the interview here at the office

Can you set up?

Hey, can you set up?

Can you reach out to Lisa donavan?



The Spin: Political backlash over Smollett case | Low voter turnout | Madigan operatives ordered arrested
chicagotribune.com

Tell her we talked to Megan and give her our longer statement

This is not a fair or accurate summation of our comments on the answer



iMessage



1:05



< 15

TS

Tandra >

PHONE Calls:

Steve Miller WBBM radio

312-2967-7836

Greg Hinz 312-649-5253

Thanks. Have they received statement?

Yes

Can you send me Steve miller

Do you need something besides his phone number?

the number you sent has too many numbers

297

Got it thanks

Calling's now

Ok



iMessage



1:04



15

TS

Iandra >

Did you get a hold of Lisa?

Ok, we are done. Just putting up equipment

Yes I sent her info. She said
thanks

Ok and told her we spoke with Megan?

Res Fida

Ready:

Give Joe a couple of minutes

OR LET ME KNOW

After Fox Joe should probably call Wbbm radio and Greg Heinz then

After will

Statement cont. An alternative



iMessage



1:05



< 15

TS

Tandra >

Statement cont. "An alternative disposition does not mean that there were any problems or infirmities with the case or the evidence. We stand behind the Chicago Police Department's investigation and our decision to approve charges in this case. We did not exonerate Mr. Smollett."



Lisa Donovan

twitter.com

chicagotribune.com



<https://www.chicagotribune.com/news/local/politics/ct-met-s...t.co>



She updated it

Send the full statement to Fox

People need it and they don't understand

Fox 32?

Yes



iMessage



1:20



< 15

TS

Tandra >

Yes

We are on the floor.
Running tight on time.

Just wrapping up.

Can we do 4 or 4:30 for wttw?

I guess the they were told to show up??? They are in the lobby.

No they weren't

I see ABC / NBC has an interview scheduled... we'd really like to get on the list too. Let me know.

I would do the interview

Instead of a producer

What's the latest you can do?

4 or 4:30?

Is that doable?



iMessage



1:18



< 15



Tandra >

Ok

Can you send statement to
Patrick Smith?

twitter.com



WBBM
NEWSRADIO
780AM • 105.9FM

Prosecutors: Smollett Got 'Alternative Disposition,' Not Exoneration

wbbm780.radio.com



Chicago Mayor @RahmEmanuel responds to the charges being dropped against Jussie Smollett:



iMessage



Apple Pay



1:19



< 15

TS

Tandra >

Wed, Mar 27, 10:41 AM

Kim just told WBEZ Smollett record unsealed??? miles
Bryant just emailed me

Can you get an update from Risa?

I'm referring him to clerk's office

She didn't say that per se. she said she heard that could be a possible as it relates to expungement

According to Risa no one showed up in court this morning to file - but they can file it anytime

Can you ask Risa if it has to be unsealed to be expunged?

Yes it has to be unsealed



iMessage



1:20



< 15

TS

Tandra >

Wed, Mar 27, 12:54 PM

Just wrapped

Good I will send up Mai

Leah is here and ready to set up

Also, need to fit Megan in soon before she gets mad when the TVs start to air

No she had ABA interview next and she is here.

I'm saying don't schedule more TV without doing MEgan

Did Carleen set up the network interview too?

From Leah - Alex Perez is here from our network ABC? Is Ms Foxx talking with everyone?

Yes



iMessage



1:21



< 15

TS

Tandra >

Probably after this because NBC can come in to set up.

Ok thank you

We are on with Megan

Let me know when next people are set up

They are ready

We are ready

Ok

BREAKING: @JoshMargolin reports 2 law enforcement officials briefed on matter tell @ABC the FBI is reviewing the circumstances surrounding the dismissal of criminal charges against #JussieSmollett. FBI Chicago & CPD spokesmen had no comment. SAO not immediately avail for comment



iMessage



< 15

TS

Tandra >

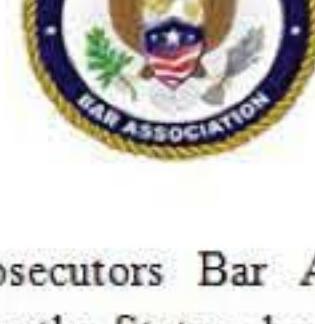
Hey I'm on the train. I don't think we should respond to inquiries regarding Trump tweet - but weighing if it is better to ignore or say no comment. So far only local query is from ST.

Ok, let's not schedule KF for anymore interviews.

Ok but I only ask that she do Wbbm Radio today because they understood that she was swamped yesterday. She could do it right after WGN radio.

Thu, Mar 28, 3:02 PM

FYI in case you get calls



IPBA
Illinois Prosecutors
Bar Association

The Illinois Prosecutors Bar Association serves as the voice to nearly 1,000 front line prosecutors across the State who work tirelessly towards the pursuit of justice. The events of the past few days regarding the Cook County State's Attorney's handling of the Jussie Smollett case is not condoned by the IPBA, nor is it representative of the honest ethical work prosecutors provide to the citizens of the State of Illinois on a daily basis.

The manner in which this case was dismissed was abnormal and unfamiliar to those who practice law in criminal courthouses across the State. Prosecutors, defense attorneys, and judges alike do not recognize the arrangement Mr. Smollett received. To add insult to injury, the State's Attorney and her representatives have fundamentally misled the public on the law and circumstances surrounding the dismissal.



iMessage



1:21



< 15

TS

Tandra >

Oh ok

They will try to get
KF our if meeting early

Wed, Mar 27, 4:36 PM

Have we spoken to CNN today?

Is there a gap after this to
speak with Megan?

Kim doesn't want to make them
unnecessarily mad, need to fit
her in

NPR Is next.

all the cnn folks have been
asking for interviews. But none
scheduled

Ok that's what I thought

When are we going to do
Megan?



iMessage



10:12



< 15

TS

Tandra >

Kim doesn't want to make them unnecessarily mad, need to fit her in

NPR Is next.

all the cnn folks have been asking for interviews. But none scheduled

Ok that's what I thought

When are we going to do Megan?

Probably after this because NBC can come in to set up.

Ok thank you

We are on with Megan

Let me know when next people are set up

They are ready



iMessage



1:20



< 15

TS

Tandra >

Instead of a producer

What's the latest you can do?

4 or 4:30?

Is that doable?

Because of scheduling, the reporter will be Eddie Arruza. We will just head there and you can take us when you're ready.

I'm not sure we can do 4 or 4:30

Delivered

I never responded to him

Remaining schedule 4:30
phone call w/ NPR
4:45 NBC national
5:45 FOX but he wants to see if he can get soundbite around 4:45 or 5 then do full interview later

Oops Michael is waiting for 4

Michael?

Spell check Micah



iMessage



1:33



< 15



Joe >

Mon, Mar 25, 5:48 PM

Regarding notifications for tomorrow, you should let Anthony know at 930 and I'll let Bob Boik know at the same time.

Ok, fair.

Tue, Mar 26, 9:32 AM

I've let Bob Boik, the Superintendent's Chief if Staff, know about the dispo in the case.

Oh great. I just let Anthony know as well.

Great. Thanks.

Wed, Mar 27, 7:20 AM

I'm here.



I am 1 minute away. See you



iMessage





Risa >

Text Message
Tue, Mar 26, 6:21 PM

Tandra Simonton

Is there some type hearing tomorrow for Smollett? I'm getting inquiries. So far I'm referring them to his attorneys...Thanks

No hearing, but the attorney is going to come into room 101 and petition to unseal the record in order to file and expungement. The case will then be

...



Text Message



212

WH

Risa >

ana petition to unseal
the record in order to
file and
expungement. The
case will then be
continued for 60
days. Smollett will not
be present.

Thank you I
appreciate your
expertise and all the
help today!!

You are most
welcome. Hope it is
all working out and
dying down!!



Text Message



213



2 People >

iMessage
Thu, Mar 28, 1:32 PM
Tandra Simonton

Kim is fine with
clarification
statement; I took out
jurisdiction. Thanks.

Kiera Ellis

KE

Thanks for the
update

Clarification:

In accordance with
state law, all
information contained
in Smollett's criminal



iMessage



214

WE



2 People >

KE

Thanks for the
update

Clarification:

In accordance with state law, all information contained in Smollett's criminal case court file, including police reports, has been sealed by order of the Circuit Court. The Cook County State's Attorney's Office has no authority to unseal court records.



iMessage



215



2 People >

iMessage

Tue, Mar 26, 10:43 AM

Jeremy Gorner

Hey Tandra and Robert, can you please sent over a statement regarding the Cook County state's attorney's office decision to drop charges against 'Empire' actor Jussie Smollett? Thanks!

Jeremy.

J

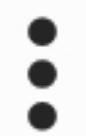


iMessage



216

Kiera Ellis



Tuesday, March 26, 2019

K

Fine to confirm all charges dropped?

10:36 AM

Yes...I think we need to issue our statement

Risa Lanier

10:36 AM

K

We have

10:36 AM

K

Hey, do you have eta on other two letters?

Hey, do you have eta on other two letters?

1:41 PM

1:46 PM

Sent...the third letter isn't a letter at all but an email forwarded to me from the attorney

K

Thank you!

1:47 PM

I have concerns...

1:47 PM

1:48 PM

In what context are we releasing these?



Enter message



Kiera Ellis



K

Since this agreement was not part of a public court proceeding, there are questions about the documentation Mr. Smollet submitted of his community service

If these are all subject to FOIA, which we've already gotten. I am looking for clarity on concerns?

1:50 PM

K

Did we request the seal or decline to object?

2:04 PM

We did not object

They made an oral motion and the judge signed the order to seal the criminal history, not the court file

2:15 PM

K

Ok thanks

2:16 PM

Wednesday, March 27, 2019

K

Any update on the cases? Need those ASAP

3:33 PM

K

Any update on the cases? Need



Enter message



Kiera Ellis



K

Any update on the cases? Need those ASAP

Any update on the cases? Need those ASAP

3:35 PM

K

Any update on the cases? Need those ASAP

I will take whatever you have in any form now

3:36 PM

K



Mary Ann Ahern ✅ @MaryAnn... · 16m

NEW: Internal memo sent this morning to Supervisors at the Cook County State's Attorney's Office, as the office looks to manage the fallout #Smollett

Hello Everyone,

We are looking for examples of cases, felony preferable, where we, in exercising our discretion, have entered into verbal agreements with defense attorneys to dismiss charges against an offender if certain conditions were met, such as the payment of restitution, completion of community service, completion of

2

20

14



Mary Ann Ahern ✅ @MaryAnnA... · 3m

Sent to about 20 supervisors, with the last line:

"Time is of the essence so please make these inquiries quickly!"

#Smollett



MMS 3:46 PM



Enter message



219

Kiera Ellis



How would you like me to relay this information to you

3:49 PM



Email if nothing is unusual

3:50 PM

3:50 PM

I will only send the chart with no comment



Ok, I can call you with Joe to go through it

3:51 PM

Ok

3:51 PM



Can you send the doc in something that's not a pdf so I can edit please?

4:26 PM

4:27 PM

I will recreate for you because I didnt save it



Oh no

I will just retype

Don't worry about it

4:27 PM

4:28 PM

U sure...its no trouble



Enter message



Kiera Ellis



K

Yes it's ok

4:31 PM

5:28 PM

Are you still working on the list of cases? I have more info that may or may not be helpful

K

Yes!!

5:34 PM

K

<https://ndaa.org/wp-content/uploads/NDAA-Press-Release-on-Prosecutorial-Best-Practices-in-High-Profile-Cases.pdf>

7:51 PM

Thursday, March 28, 2019

K

AT&T Wi-Fi



5:53 AM

100%



Tweet



Donald J. Trump @realDonaldTrump

FBI & DOJ to review the outrageous Jussie Smollett case in Chicago. It is an embarrassment to our Nation!

5:34 AM · 3/28/19 · Twitter for iPhone

3,086 Retweets 11.2K Likes



Enter message





Patricia Brown Holmes

8:20 AM, Mar 23

Risa--it's Patricia Brown Holmes. I just wanted to let you know Jussie flew in this morning and is going to do 15 hours of volunteer work at PUSH over the weekend. I will call you Monday morning about advancing the matter to judge Watkins on Tuesday or Wednesday as I'm out of town Thursday and you're out Friday.

Thank you.
Patricia



Copy text



Share



Ringtone



New conversation

Patricia Brown Holmes



Recipient



Good morning. Thank you for your message. I am available all day Monday starting at 10am. I have an earlier conference call.

Risa Lanier

8:33 AM

P

Ok. Thanks. Will call early.

Have a great weekend.

8:41 AM

You as well

8:41 AM

P

Liked "You as well"

8:43 AM

Monday, March 25, 2019

Patricia, we are still bouncing around language to use in court tomorrow. As soon as I receive the final draft I will send it to you.

5:09 PM

P

Ok. And we are set for 9:30 in judge Watkins courtroom?

Do we need to bring anything?

+

Enter message



1



< New conversation

Patricia Brown Holmes



Recipient



Do we need to bring anything?

5:14 PM

5:30 PM

Yes, 9:30 in Watkins. You do not have to bring anything. I will prepare the written motion to advance

P

Ok.

Any idea how long before sending the language? I'm headed to an event and don't want to miss it.

5:48 PM

5:51 PM

I don't have a time frame but I will text it to you when I receive it. I am driving now and cannot check my email to see if i have received anything yet.

P

Liked "I don't have a time frame but I will text it to you when I receive it. I am driving now and cannot check my email to see if i have received anything yet."

6:18 PM

The State has confirmed that Mr. Smollett has engaged in volunteer

1



Enter message



< Me



8:52 PM, Mar 25

The State has confirmed that Mr. Smollett has engaged in volunteer service in the community and has also agreed to forfeit his bond in this case to the City of Chicago. The State's motion at this time is to nolle the case. After reviewing all of the facts and circumstances of the case we believe that this is a just disposition.

This is my statement for court. Sorry for the delay. See you in the morning. Enjoy the rest of your evening.

Risa



Copy text



Share

1



< New conversation

Patricia Brown Holmes



Recipient



P

The state has confirmed sounds like he did it in exchange for the dismissal. I thought we were not going on that direction.

Can you say that the state has confirmed that he frequently engages in volunteer service in community....

9:01 PM

After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

This is what we will say if we

View all



9:06 PM

This doesn't indicate or suggest that he has done anything at the request of the state.

9:07 PM



Enter message



< Me

9:06 PM, Mar 25



After reviewing all of the facts and circumstances of the case, including Mr. Smollet's volunteer service in the community and agreement to forfeit his bond to the City of Chicago, we believe this outcome is a just disposition and appropriate resolution to this case.

This is what we will say if we get press inquiries, so I will state this instead.



Copy text



Share

1



< New conversation

Patricia Brown Holmes



Recipient

**P**

I like this one. Thanks.

9:20 PM

P

Expungement?

9:53 PM

I will put on the record that we are agreeing with the expungement based upon the lack of criminal history, but that will be done in front of Martin

9:58 PM

P

Got it.

We need a motion for expungement?

10:40 PM

Petition...which will be available in Judge Martin's courtrom

10:57 PM

Tuesday, March 26, 2019

P

Liked "Petition...which will be available in Judge Martin's courtrom"

6:07 AM

P

The police chief and mayor are



Enter message



1



< Patricia Brown Holmes

12:53 PM, Mar 26



The police chief and mayor are on channel 7 saying that Jussie is guilty and that he participated in a hoax. That is offensive given that ALL defendants are innocent until PROVEN guilty. I am sure that concept applies to Jussie. I am told Magats issued a statement that the bond was forfeited because of deferred prosecution.

We have to respond. It is totally not fair and a violation of his rights.



Copy text



Share



< New conversation

Patricia Brown Holmes



Recipient

is guilty and that he participated in a hoax. That is offensive given that ALL defendants are innocent until PROVEN guilty. I am sure that concept applies to Jussie. I am told Magats issued a statement that the bond was forfeited because

View all



And Rahm is referring to information in the grand jury testimony--I would HOPE he did not have access to grand jury testimony in violation of the grand jury rules.

12:53 PM

No one has access to Grand Jury materials. I am the only one that has them and they are sitting in my office behind me in a sealed envelope so I dont know what Rahm and Eddie are doing, other than the fact that they are upset with the decision that has been made. I am wholly unaware of any statement

View all



1:10 PM

Enter message



1



< Me

1:10 PM, Mar 26



No one has access to Grand Jury materials. I am the only one that has them and they are sitting in my office behind me in a sealed envelope so I dont know what Rahm and Eddie are doing, other than the fact that they are upset with the decision that has been made. I am wholly unaware of any statements made by Joe and we have not put out any other statements. Feel free to contact him directly with any questions pertaining to that.



Copy text



Share

1



Kiera Ellis



K

[https://twitter.com/benbradleytv
/status/1111345971286421506
?s=12](https://twitter.com/benbradleytv/status/1111345971286421506?s=12)

2:16 PM

Twitter

<https://twitter.com/benbradleytv/s...>

K



IPBA
**Illinois Prosecutors
Bar Association**

The Illinois Prosecutors Bar Association serves as the voice to nearly 1,000 front line prosecutors across the State who work tirelessly towards the pursuit of justice. The events of the past few days regarding the Cook County State's Attorney's handling of the Jussie Smollett case is not condoned by the IPBA, nor is it representative of the honest ethical work prosecutors provide to the citizens of the State of Illinois on a daily basis.

The manner in which this case was dismissed was abnormal and unfamiliar to those who practice law in criminal courthouses across the State. Prosecutors, defense attorneys, and judges alike do not recognize the arrangement Mr. Smollett received. To add insult to injury, the State's Attorney and her representatives have fundamentally misled the public on the law and circumstances surrounding the dismissal.

MMS 3:02 PM

K

[https://www.wbez.org/shows
/wbez-news/smollett-case
-business-as-usual/fa974bea
-38d3-44b4-811a-8a834fbedeee](https://www.wbez.org/shows/wbez-news/smollett-case-business-as-usual/fa974bea-38d3-44b4-811a-8a834fbedeee)



Jussie Smollett Case:

Actor Jussie Smollett had his felon...

<https://www.wbez.org/shows/wb...>



Positive story

3:48 PM



Enter message



Kiera Ellis



Twitter

<https://twitter.com/benbradleytv/s...>**IPBA**
Illinois Prosecutors
Bar Association

The Illinois Prosecutors Bar Association serves as the voice to nearly 1,000 front line prosecutors across the State who work tirelessly towards the pursuit of justice. The events of the past few days regarding the Cook County State's Attorney's handling of the Jussie Smollett case is not condoned by the IPBA, nor is it representative of the honest ethical work prosecutors provide to the citizens of the State of Illinois on a daily basis.

The manner in which this case was dismissed was abnormal and unfamiliar to those who practice law in criminal courthouses across the State. Prosecutors, defense attorneys, and judges alike do not recognize the arrangement Mr. Smollett received. To add insult to injury, the State's Attorney and her representatives have fundamentally misled the public on the law and circumstances surrounding the dismissal.

MMS 3:02 PM

K

<https://www.wbez.org/shows/wbez-news/smollett-case-business-as-usual/fa974bea-38d3-44b4-811a-8a834fbedeee>

Jussie Smollett Case:

Actor Jussie Smollett had his felon...

<https://www.wbez.org/shows/wb...>

Positive story

3:48 PM

Risa Lanier

3:55 PM Thank you for that!! Finally!!

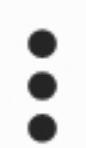


Enter message



Joseph Magats, Kiera Ellis(2)

2 recipients



K

Kiera Ellis

Hi Kiera. We are reporting the below tonight:

Two law enforcement officials briefed on the matter tell ABC News that the FBI is reviewing the circumstances surrounding the dismissal of criminal charges against Smollett. This is not an investigation . It's a "review" or "inquiry."

Would the SAO hav

View all



MMS

FYI

MMS

5:35 PM

MMS
5:54 PM

Wow...

K

Kiera Ellis

<https://ndaa.org/wp-content/uploads/NDAA-Press-Release-on-Prosecutorial-Best-Practices-in-High-Profile-Cases.pdf>

MMS
7:49 PM

K

Kiera Ellis

<https://t.co/T7TCom3ukt?ssr=true>

MM
10.



Enter message



Joseph Magats, Kiera Ellis

5:35 PM, Mar 27



(No subject)

Hi Kiera. We are reporting the below tonight:
Two law enforcement officials briefed on the matter tell ABC News that the FBI is reviewing the circumstances surrounding the dismissal of criminal charges against Smollett. This is not an investigation . It's a "review" or "inquiry."

Would the SAO have any comment on this?

Thank you!



Copy text



Share



Joseph Magats, Kiera Ellis(2) Q :

2 recipients

the dismissal of criminal charges against Smollett. This is not an investigation . It's a “review” or “inquiry.”

Would the SAO hav

 View all



MMS

FYI MMS
5:35 PM

MMS
5:54 PM  Wow...



Kiera Ellis

<https://ndaa.org/wp-content/uploads/NDAA-Press-Release-on-Prosecutorial-Best-Practices-in-High-Profile-Cases.pdf>

MMS
7:49 PM



Kiera Ellis

<https://t.co/T7TCom3ukt?ssr=true>

MMS
10:01 PM



CWB Chicago: Kim Foxx

Cook County State's Attorney Kim ...

<https://t.co/T7TCom3ukt?ssr=true>



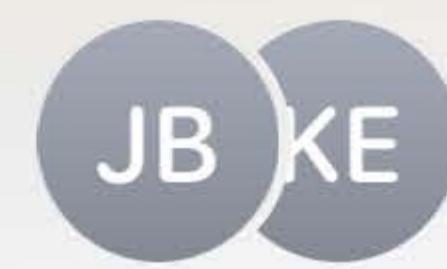
Enter message



12:16 ↗

LTE

< 18



2 People >

Thu, Mar 28, 8:10 AM

Kiera Ellis

AT&T Wi-Fi

5:53 AM

100%



Tweet



Donald J. Trump ✓

@realDonaldTrump

FBI & DOJ to review the outrageous
Jussie Smollett case in Chicago. It is
an embarrassment to our Nation!

5:34 AM · 3/28/19 · Twitter for iPhone

KE

3,086 Retweets 11.2K Likes

Jennifer M. Ballard

JB

What did Risa produce in terms of
comparables?

Kiera Ellis

KE

I will forward to you

Jennifer M. Ballard

JB

Nothing with multiple counts
though?

Kiera Ellis

KE

One was an indictment, but I need
to verify the counts

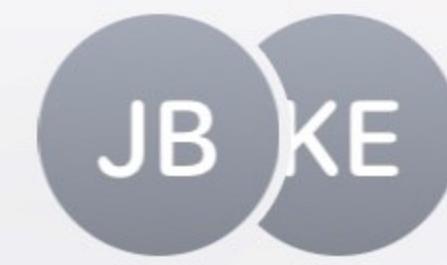
Jennifer M. Ballard

Have we asked for dispositions of



iMessage





2 People >

Jennifer M. Ballard

Have we asked for dispositions of disorderly conduct cases ? I would love a case that went to trial, found guilty and received only restitution and/or community service

JB

Kiera Ellis

I have some stats, but I will ask for specific cases.

KE

Jennifer M. Ballard

The data alone is not working. We need one case that went to trial and had the same outcome from the judge at sentencing

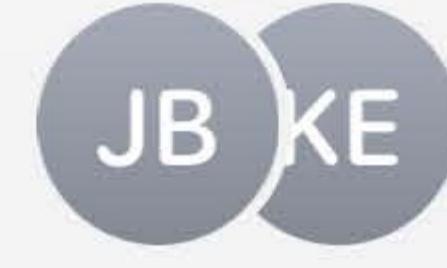
JB

Kiera Ellis

Matthew is checking

KE

< 18



2 People >

Thu, Mar 28, 9:55 AM

Jennifer M. Ballard



As you are working through the op ed, please also think of what sort of internal messaging we can do about our commitment to justice/APS/etc

JB

I have talked to Kristina who is providing me with relevant diversion stats/efforts/changes since Alvarez.

JB



Also, I'm not sure if you were asked to prepare talking points for Kim's speech at the consortium tonight, but you should offer her some guidance on things she can say to these law students considering working for our office about doing justice even in the face of criticism

JB

Thu, Mar 28, 12:14 PM

Kiera Ellis



KIM FOXX PROTEST

TO WASHINGTON



iMessage



1:13 ↗



KE

Kiera >

Do you have #'s of alternative prosecution cases

KIERA ELLIS

Need asap for smollet

MATT E SANIIE

We can say in Kim's first two years we referred over 5,700 offenders for alternative prosecution

Thank you!

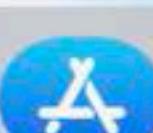
The 5700 is out of how many total cases?

60k

Wednesday 12:42 PM



iMessage



KE

Kiera >

Do you have nolle rates for class 4 felonies and disorderly? I imagine the nolle rate is high

I don't.

What is a disorderly?

Disorderly Conduct

The felony Jussie was charged with

Kim wants the data of what she said today

If you took the celebrity out of this and looked at Class 4 felonies, or if you were able to isolate out what happens with other disorderly conduct cases when the defendant is not a celebrity, and to see if this is out of line, and I think that gives greater clarity.

Ok. I can look at 2



iMessage



1:13 ↗



KE

Kiera >

Ok. I can look at 2

Wednesday 3:16 PM

Any update?

Great to see @SAKimFoxx doubling- and tripling-down on her claim that the @jussiesmollett resolution is the way her office handles similar cases. We pulled court records of 1st offenders charged with filing false police reports in Chicago. Tonight, we'll tell you what they show.



CWBChicago

twitter.com

That's good, right?

I don't know what that shows.

No

Can you pull the same data?

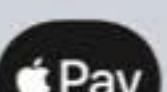
I'm working on the disorderly now

62 class 4 disorderly cases rolled

nolled*



iMessage



1:14 1



KE

Kiera >

Out of?

Out of how many and over what time frame?

62 out of 573

Wait

483 cases

Is there a breakdown of the other dispositions in those cases? What's the time frame?

This does not factor if they are a first offender

Let me come huddle in your office after people's lobby

I think we can construct a strong narrative by the numbers

Ok no problem

Wednesday 10:03 PM



iMessage



KE

Kiera >



Kim Foxx says Smollett's sweetheart deal is "available to all defendants." Court records tell a different tale.

cwbchicago.com



Thanks for sharing. A couple immediate thoughts:

1. A sample of 9 things doesn't show any meaningful trends.
2. The fines paid are less than 10% of what Smollett paid.
3. Smollett hired a defense lawyer wasn't going to plea guilty regardless of the deal.
4. Regardless of whether or not Smollett has an official record, this incident is going to follow him around for the rest of his life.
5. I can do put something together something on our open data that shows class 4 have low low convictions rates and high nolle rates.

Thursday 8:21 AM



iMessage



KE

Kiera >

FBI & DOJ to review the outrageous Jussie Smollett case in Chicago. It is an embarrassment to our Nation!



Donald J. Trump

twitter.com

Yea I heard

Can we look for dispositions of disorderly conduct cases ? I would love a case that went to trial, found guilty and received only restitution and/or community service

Sure. Let me see what I can find. The sentencing data is going to be a bit meh.

Thank you. This is Jennifer's request.

I can help you look through the cases if you show me how

Tyler can also help

Do you and Tyler have access to Adult Crimes?

I think so. Doug set it up recently



iMessage



1:14 ↗



KE

Kiera >

Gave us logins

Ok I just sent you a list of cases

Someone if going to need to look them up in the clerk's system called PROMIS to find out the actual outcome

I didn't do all disorderly conduct but instead did filing a false police report.

Thursday 3:43 PM

Someone just sent me this



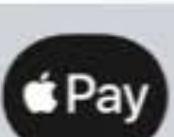
KIM FOXX PROTEST

**69 W. WASHINGTON
CHICAGO, IL 60602**

**MONDAY
APRIL 1, 2019
1100 hrs**

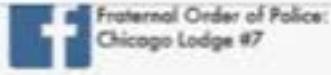


iMessage





Kiera >



Kim Foxx Protects April 1st

Yep

I sent to KF's detail



Smollett Case: Business As Usual?

wbez.org

WBEZ data analysis

That means since Foxx took over, about four times as many people charged with disorderly conduct have had their cases dropped than have been sentenced to prison time.

Friday 8:56 AM



Have you had a chance to look at the analysis I wrote up?



iMessage



KE

Kiera >

Yes! I responded and sent it to Tyler to start editing. I think it's really great. Do you have a medium account or do we need to set one up?

Great! I have a free one which should do the trick.

Perfect. Thanks so much for drafting.

Friday 11:42 AM

Is this a true statement? Meaning, could I reuse it with other reporters?

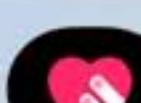
That means since Foxx took over, about four times as many people charged with disorderly conduct have had their cases dropped than have been sentenced to prison time.

I will need to look. You could quote WBEZ as the source of the analysis and use it. But I would want to spend some time digging into it before I verified its truth.

Ah ok, no worries



iMessage



KE

Kiera >

Keira, did you get a chance to look
the medium post?

Yes, I think it's good to publish. I
wanted to think through who we
could give it to as far as media.

Andy Grimm at the Sun Times?

Meh. I was thinking maybe a national
outlet. Andy's editors are pushing
him in a direction that's not
favorable.

Let me poke around in my email.
There was some NYTs reporter I was
connected with a while back.



A Treasure Trove of Unheard Audio
nytimes.com

Friday 9:05 PM



iMessage



Apple Pay



T

Tandra >

Is this accurate to say re: 3600 cases
Ch 7

The 3600 cases you sent earlier in
your tally is for the number of
participants who have completed
some form of alternative disposition
and is not reflective of the total
numbers of referrals.



Jussie Smollett update: Prosecutors' surprise deal raises new questions
abc7chicago.com

See story below

Above

Just seeing this now.

I'm don't understand the question
you are asking. I did not give a
number for offenders who completed



iMessage





Tandra >

The 3600 cases you sent earlier in your tally is for the number of participants who have completed some form of alternative disposition and is not reflective of the total numbers of referrals.



Jussie Smollett update: Prosecutors' surprise deal raises new questions
abc7chicago.com

See story below

Above

Just seeing this now.

I'm don't understand the question you are asking. I did not give a number for offenders who completed an alternative prosecution program.

Delivered



iMessage





MZ



Marny

Tue, Mar 26, 9:45 AM



Marny Zimmer

What happened with Smollett?

I wasn't consulted. Ask Joe.



Fri, Apr 12, 4:03 PM



iMessage

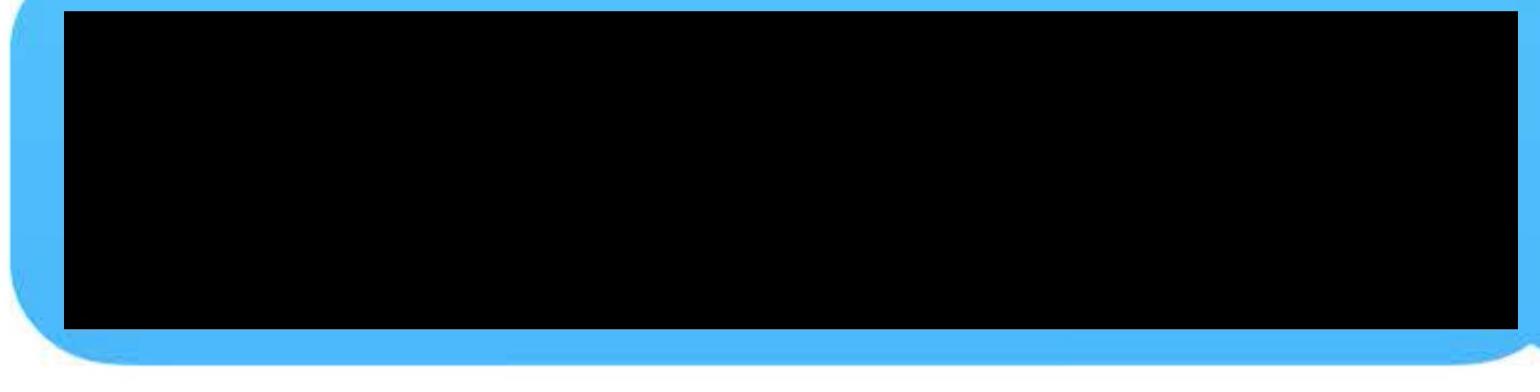




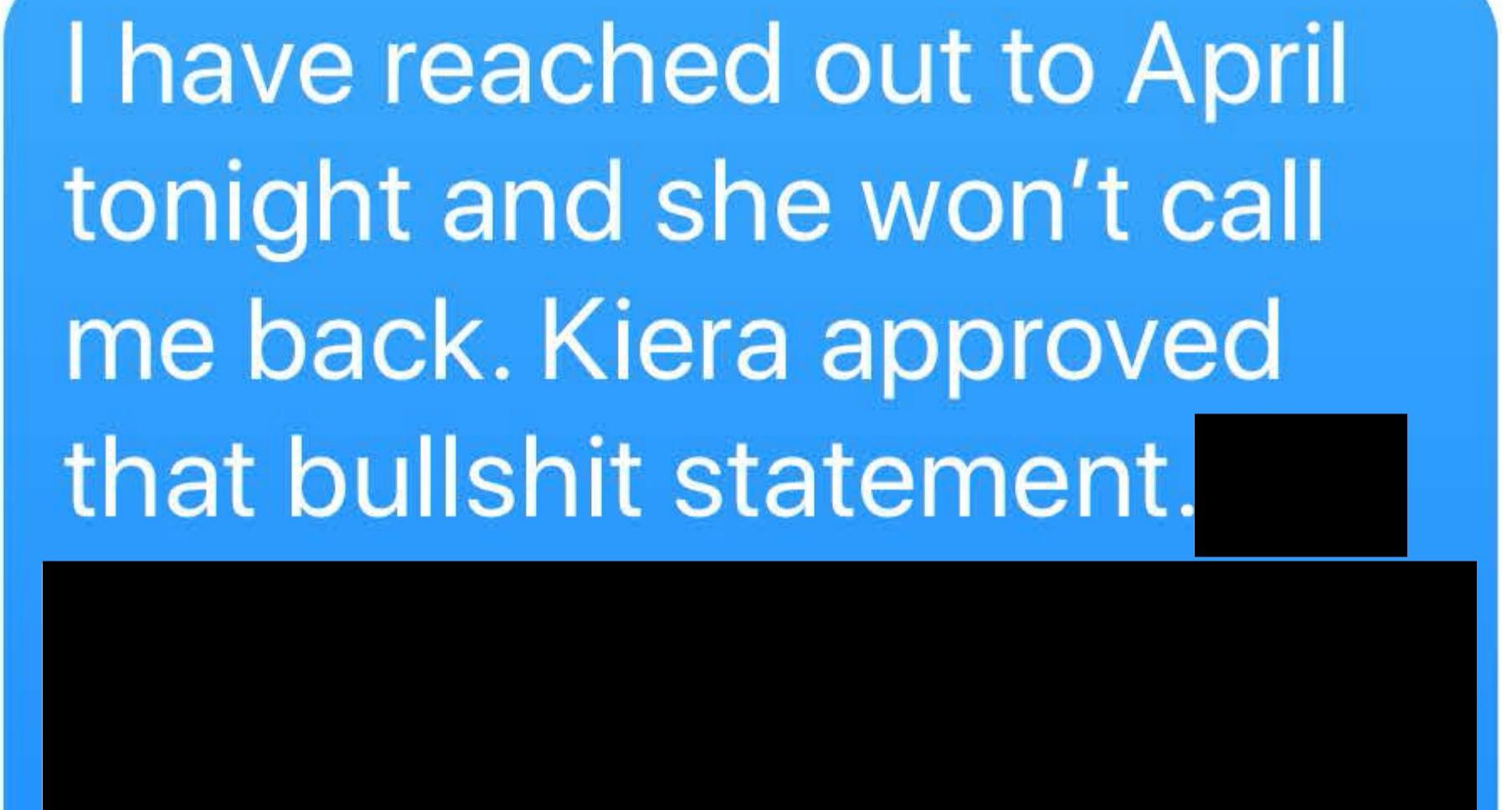
JB

Jennifer >

Tue, Feb 19, 10:19 PM


I anticipated as much. Smollett?

Yep.


I have reached out to April
tonight and she won't call
me back. Kiera approved
that bullshit statement.

I assumed you and April
had reached an agreement.

iMessage





JB

Jennifer >

I assumed you and April had reached an agreement. I heard about it on the news while making dinner

April told me I had to do it. There were rumors she claims that I was related to or closely connected to the Smolletts. I told her that wasn't true. She said it was pervasive among CPD and that I should recuse. I thought it was dumb but acquiesced. It's actually just racist.

Yes on both fronts.



iMessage





JB

Jennifer >

April told me I had to do it. There were rumors she claims that I was related to or closely connected to the Smolletts. I told her that wasn't true. She said it was pervasive among CPD and that I should recuse. I thought it was dumb but acquiesced. It's actually just racist.

Yes on both fronts.

Wednesday, Oct 20, 2021 8:50 AM



iMessage

